

students, saying its claims are more than adequate.

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From: Public Policy Law360
Sent: Friday, February 3, 2017 5:33 AM
To: Rep07
Subject: House Panel OKs Bill Mandating Sanctions On Frivolous Suits



Friday, February 3, 2017



TOP NEWS

House Panel OKs Bill Mandating Sanctions On Frivolous Suits

Sanctions for frivolous federal lawsuits could become mandatory again, if a bill passed by a House panel Thursday makes it through the rest of Congress.

Analysis

New National Right-To-Work Bill Has Real Chance

The national right-to-work bill introduced Wednesday in the House of Representatives poses an existential crisis for the labor movement. And where past attempts at a national law didn't get far, experts say this latest push has a real — albeit small — chance of success.

Sen. Committee Suspends Rules, Advances Pruitt EPA Nom

The U.S. Senate Environment and Public Works Committee on Thursday advanced Oklahoma Attorney General Scott Pruitt one step closer to taking the helm of the U.S. Environmental Protection Agency after suspending rules that required members of the minority party to be present, as Democrats boycotted the vote for the second day in a row.

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Cary Kane
Chadbourn & Parke
Chestnut Cambronne PA
Cooley
Covington & Burling
Crowell & Moring
DLA Piper
Faegre Baker
Figliulo & Silverman
Fisher Phillips
Flaherty Sensabaugh
Gibson Dunn
Girard Gibbs
Goodwin
Heins Mills
Holland & Knight
Hunton & Williams
Jackson Lewis

White House Chides Dems For Gorsuch Filibuster Threats

The Trump White House on Thursday slammed Senate Democrats for demanding 60 votes to place Tenth Circuit Judge Neil M. Gorsuch in the late Justice Antonin Scalia's Supreme Court seat, saying that the minority party is "grasping at straws" with its stated plan to filibuster the nominee.

Congress Passes Bill To Revoke Stream Protection Rule

The first bill to repeal one of former President Barack Obama's administrative rules cleared Congress on Thursday, as the Senate passed a bill to undo a controversial Obama administration rule aimed at minimizing coal mining's harm to surface water and groundwater.

Trump Budget Pick Heads To Full Senate After Panel Approval

A pair of Senate committees on Thursday approved the South Carolina Republican who will likely be President Donald Trump's top budget officer, sending through a conservative with sharp criticisms of government overspending.

Analysis

Trump Gets Scant Support On Eased FDA Oversight

President Donald Trump's interest in slashing regulations and speeding up approvals at the U.S. Food and Drug Administration is getting a cool reception from drugmakers and consumer advocates, many of whom see big risks and little reward.

Analysis

Gorsuch Could Tip Scales Against SEC's Admin Court

U.S. Supreme Court nominee Judge Neil Gorsuch has called for firmly separating government powers and has expressed skepticism of rampant agency rulemaking,

Krage & Janvey
Locke Lord
Lynn Pinker
Mayer Brown
McGuireWoods
Milberg LLP
Miller Shakman
Mintz Levin
Morgan & Morgan
Morgan Lewis
Morrison & Foerster
Nichols Kaster
Norton Rose Fulbright
O'Melveny & Myers
Ogletree Deakins
Pitt McGehee
Ropes & Gray
Ryan Smith
Shaw Keller
Skadden
Steptoe & Johnson LLP
Stueve Siegel
Sullivan & Cromwell
Trenam Law
Weinberg Wheeler
Weitz & Luxenberg
Wiley Rein
Wilkinson Barker
Wilkinson Walsh
Winston & Strawn
Wright & Talisman
Young & Associates

COMPANIES

Acorda Therapeutics, Inc.
Amazon.com Inc.
Ameren Corporation
American Bar Association
American Chemistry Council Inc.

views experts say bode poorly for the U.S. Securities and Exchange Commission as its fight to keep its administrative tribunal approaches the high court.

Analysis

Public Knowledge Chief Wary Of Empty Rhetoric At New FCC

New Federal Communications Commission Chairman Ajit Pai has taken an encouraging first step by focusing on closing the digital divide, nonprofit Public Knowledge's President and CEO Gene Kimmelman told Law360 in a recent interview, but he worries a critical gap may remain between Pai's stated goals and chosen tactics.

BANKING & SECURITIES

Analysis

Looming Repeal Of SEC Oil & Gas Rule Stokes Bribery Fears

The likely repeal of a regulation that requires oil and gas extraction companies to disclose their payments to governments will make it easier for those firms to hide potentially corrupt payments from their investors and allow them to continue greasing the palms of foreign officials, anti-corruption activists say.

House Committee Chair Wants Pause On DOL Fiduciary Rule

The House Rules Committee leader asked President Donald Trump on Wednesday for a longer delay for the U.S. Department of Labor's fiduciary rule for retirement account advisers, saying the government needs longer than a few months to "undo the damage" the rule would cause.

CFTC Grants Grace Period For EU Swap Margin Rules

The U.S. Commodity Futures Trading Commission declared on Wednesday that it will not take enforcement action until May 8 against dealers that follow European rules on swap margin requirements but don't comply with the

American Civil Liberties Union
American Farm Bureau Federation
American Petroleum Institute Inc.
Amneal Pharmaceuticals LLC
Anthem Inc.
Associated Press
AstraZeneca
BP p.l.c.
Buckeye GP Holdings L.P.
CKE Restaurants, Inc.
Center for Biological Diversity Inc.
Chevron Corporation
CropLife America Inc.
Dr. Reddy's Laboratories Limited
Edison Electric Institute Inc.
EmblemHealth Inc.
Exxon Mobil Corporation
Facebook
Financial Industry Regulatory Authority Inc.
Ford Motor Company
Herbalife Ltd.
Intellectual Ventures
Inter IKEA Systems BV
JPMorgan Chase & Co.
Key Energy Services, Inc.
Lyft Inc.
Marathon Petroleum Corp.
Mercedes-Benz
Momenta Pharmaceuticals, Inc.
Morgan Stanley
Mortgage Bankers Association
Mylan NV
National Association of Broadcasters
National Collegiate Athletic Association

American rules, while the commission grapples with whether the two sets of rules are compatible.

ENERGY & ENVIRONMENTAL

FERC Refusal-Rights Ruling Should Stick, High Court Told

The federal government on Wednesday urged the U.S. Supreme Court to reject efforts to reinstate a regional grid operator's rights of first refusal that gave incumbent transmission owners first crack at building new projects, saying the Federal Energy Regulatory Commission's rejection of those rights is consistent with the high court's precedent.

9th Circ. Revives Greens' Suit Over EPA Pesticide Approvals

The Ninth Circuit on Thursday partially revived a lawsuit filed by green groups alleging that the U.S. Environmental Protection Agency violated the Endangered Species Act when it registered certain pesticide ingredients and products without first consulting with other agencies.

Mich. Gov., State, City Dodge Flint Water Class Action

A Michigan federal judge tossed a proposed civil rights class action against Michigan Gov. Rick Snyder, the state, the city of Flint and other public officials Thursday over their alleged roles in a lead-tainted drinking water crisis that struck the town, finding the suit's claims are preempted by the federal Safe Drinking Water Act.

Pa. Lawmakers Raise Concerns Over Pipeline Redirection Bid

More than 50 Pennsylvania lawmakers told the state's Public Utility Commission on Wednesday that they were concerned that Laurel Pipeline Co. LP's plans to reverse the flow of a section of pipeline could have a negative impact on the price and supply of

National Federation of
Independent Business
National Immigration Law Center
National Retail Federation Inc.
Natural Resources Defense
Council
New York University
Nike Inc.
Otter Tail Corp.
Pfizer Inc.
PhRMA
Pre-Paid Legal Services Inc.
Public Knowledge
Qwest Communications
International Inc.
Royal Dutch Shell PLC
SIFMA
SYSCO Corporation
Sarepta Therapeutics Inc.
Securus Technologies Inc.
Spectra Energy
State Compensation Insurance
Fund
Sunoco
Synthon Holding BV
Target Corporation
Tax Foundation
Teva Pharmaceutical Industries
Limited
Toshiba
Turner Broadcasting System Inc.
U.S. Chamber of Commerce
U.S. Foods Inc.
Verizon Communications
Wal-Mart Stores Inc.
Wells Fargo & Co.
Yamaha Motor Co.
Zeughauser Group LLC

GOVERNMENT AGENCIES

petroleum products in the state's western reaches.

Citing Lack Of Quorum, Sens. Demand FERC Pull Pipeline OK

Massachusetts Democratic Sens. Elizabeth Warren and Ed Markey asked the Federal Energy Regulatory Commission on Wednesday to pull its recent approval of the Atlantic Bridge pipeline project in New England, saying the commission's current lack of quorum deprives project opponents of the right to challenge the controversial pipeline expansion.

TRANSPORTATION & INFRASTRUCTURE

Chicago Hit With Suit Challenging Uber Ad Ban

A lawsuit filed in Illinois federal court Thursday seeks to undo a Chicago ordinance prohibiting advertisement in vehicles hailed through ride-booking services like Uber, arguing that permitting taxicabs to advertise while denying the same to smartphone-based applications is an unconstitutional restriction of speech.

Feds Slam Va. Motorists' Challenge To Dulles Tolls

The federal government has asked a judge to toss a proposed class action alleging the Metropolitan Washington Airports Authority is unconstitutionally using toll revenue from Dulles Toll Road motorists to fund Washington Metrorail's Silver Line extension, calling the class claims meritless and untimely.

Bus Cos. Join Truckers Targeting NY Thruway Tolls

The nation's largest bus company trade association hit the New York State Thruway Authority with a proposed class action in New York federal court Wednesday, joining a similar effort by a truckers group claiming the Authority

Bureau of Indian Affairs
Bureau of Labor Statistics
Centers for Medicare & Medicaid Services
Commodity Futures Trading Commission
European Commission
Executive Office for Immigration Review
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
Internal Revenue Service
Metropolitan Washington Airports Authority
Morongo Band of Mission Indians
NAFTA
NATO
National Labor Relations Board
National Marine Fisheries Service
New Jersey Attorney General's Office
New York Attorney General's Office
Occupational Safety and Health Administration
Office of Surface Mining Reclamation and Enforcement
Port Authority of New York & New Jersey
Securities and Exchange Commission

improperly used more than \$1 billion in toll revenues to maintain canals upstate.

Christie GWB Case Alive As Judge Mulls Probable Cause

A New Jersey judge on Thursday kept alive an activist's criminal complaint accusing Gov. Chris Christie of official misconduct over lane closures at the George Washington Bridge, rejecting the governor's argument that the complaint has been dismissed in light of prosecutors saying they won't pursue charges in the matter.

EMPLOYMENT

Trump Admin Memo Delays OSHA Beryllium Rule For 11 Days

The effective date of a new rule created to protect workers from beryllium, a material that can cause lung disease, has been delayed by the Department of Labor for 11 days in order to comply with a memorandum issued by the Trump administration on Inauguration Day that halted and delayed new regulations, according to a Wednesday departmental notice.

House Moves To Nix Fair Pay And Safe Workplaces Rule

The House put through a bill to overturn the federal Fair Pay and Safe Workplaces rule Thursday, as part of a broader package aimed at undoing rule-makings under former President Barack Obama.

Group Wants Labor Nom Puzder's Divorce Records Public

A government accountability nonprofit asked a Missouri state court Thursday to unseal the divorce records of labor secretary nominee Andrew Puzder amid reports of domestic violence incidents, saying the Senate committee in charge of his confirmation should have a chance to review those records.

U.S. Attorney's Office

U.S. Consumer Product Safety Commission

U.S. Customs and Border Protection

U.S. Department of Defense

U.S. Department of Health and Human Services

U.S. Department of Homeland Security

U.S. Department of Justice

U.S. Department of Labor

U.S. Department of Transportation

U.S. Department of the Interior

U.S. Department of the Treasury

U.S. Environmental Protection Agency

U.S. House of Representatives

U.S. Office of Personnel Management

U.S. Senate

U.S. Supreme Court

DOD Outlines Civilian Exemptions To Federal Hiring Freeze

The U.S. Department of Defense on Thursday made public its guidance on which civilian positions it believes are exempt from a recently announced federal hiring freeze, as Republican lawmakers urged President Donald Trump to extend exemptions to include DOD acquisition staff.

GOP Reps Tell NLRB General Counsel: Pull Memo Or Quit

Rep. Virginia Foxx, R-N.C., head of the House Committee on Education and the Workforce, on Thursday ripped a recent memorandum issued by National Labor Relations Board general counsel Richard Griffin deeming college football players as employees under federal labor law, saying he should either rescind the memo or quit.

COMPETITION

FTC Should Ease Document Requests, Ohlhausen Says

Newly appointed acting head of the U.S. Federal Trade Commission Maureen Ohlhausen said Thursday she would work in the near term to review and streamline the agency's informational requests during investigations to reduce their strain on businesses.

PRIVACY & CONSUMER PROTECTION

CPSC Won't Follow Trump Order On Regs, Citing Safety

The head of the Consumer Product Safety Commission on Thursday said that President Donald Trump's recent executive order requiring that two regulations be nixed for each new rule passed doesn't apply to the independent agency and that following the order would undermine public safety.

Wal-Mart To Pay \$1M Over 'Biodegradable' Labels In Calif.

Wal-Mart Stores Inc. agreed to pay just under \$1 million to settle a consumer protection action by a group of California district attorneys over allegedly mislabeled plastic products that claimed to be "biodegradable" or "compostable," Alameda County said Wednesday.

GOVERNMENT CONTRACTS

GOP Trio Pushes Trump To Protect Whistleblowers

Sen. Chuck Grassley, R-Iowa, led a trio of Republican lawmakers on Wednesday in urging the Trump administration to take steps to protect government whistleblowers in order to encourage transparency in governance, saying guidance is needed particularly in light of reports of "gag" orders at several federal agencies.

INTERNATIONAL TRADE

Mexico Opens 90-Day Comment Period On NAFTA Changes

The Mexican government said Wednesday it has begun a 90-day comment process required to enact revisions to the North American Free Trade Agreement.

Conservatives Mobilize To Rein In Trump's Trade Powers

A coalition of small-government think tanks and advocacy groups on Thursday threw their weight behind a bill from Sen. Mike Lee, R-Utah, that would scale back the White House's trade authority, subjecting any new unilateral tariff increases to congressional review.

TAX

Rival Interest Groups Square Off Over GOP Tax Plan

Businesses are splitting into camps over a proposed GOP tax overhaul that would dramatically change how corporations are taxed in the U.S., with advocacy groups claiming

dozens of members have rallied in support and in opposition to the plan in the past two days.

CPAs Want IRS Guidance On Startup Research Credits

The American Institute of CPAs asked the Internal Revenue Service for new regulations Wednesday to provide clarity on research credit benefits recently expanded by Congress for small startups, with a wish list that includes a clear definition of gross receipts and better-defined eligibility criteria.

Trump Targets Law Blocking Churches From Political Activity

President Donald Trump pledged Thursday to eliminate an Internal Revenue Code provision that prevents certain tax-exempt groups such as churches from political activity, saying that the law undermines religious freedom.

IMMIGRATION

Top Judge Ranks Detention Cases Over Child Rocket Docket

U.S. Chief Immigration Judge MaryBeth Keller instructed all immigration judges and staff Tuesday to make detention cases a top priority immediately, switching the government's focus from unaccompanied children in the face of the Trump administration's potential new immigration policies.

Gov't 'Provisionally' Revokes Visas From 7 Banned Nations

The U.S. State Department has provisionally revoked most visas from the seven predominantly Muslim countries blocked from entering the U.S. by President Donald Trump's executive order last week, according to a notice filed in Massachusetts federal court Tuesday.

DHS Watchdog Probing Immigration Ban Implementation

The U.S. Department of Homeland Security's watchdog said Wednesday that it will be

probing implementation of perhaps the most controversial of President Donald Trump's executive actions as nascent commander-in-chief, citing complaints and congressional pressure to investigate implementation of the ban on immigration from seven Muslim-majority countries.

ACLU Says Trump Hasn't Provided Full List Of Detainees

The ACLU and other groups challenging the Trump administration's ban on immigration from seven majority-Muslim countries charged Thursday in Brooklyn federal court that they have not received a full list of people who have been detained or removed, despite a federal judge's Saturday order to provide that information and to cease deportations.

TELECOMMUNICATIONS

FCC Pilots Plan To Release Draft Items Weeks Before Vote

Federal Communications Commission Chairman Ajit Pai on Thursday released the text of an order and a proposal set for a vote at this month's meeting to pilot a process change that would make drafts of items public weeks before they receive a vote, describing it as a push for transparency.

FCC's O'Rielly Warns To Be 'Leery' Of Broadband Spending

Republican Federal Communications Commissioner Michael O'Rielly urged lawmakers to be "leery" of communications infrastructure spending, saying on Wednesday that if new government money must be put toward broadband, it should be done in a way that does not create regulatory roadblocks.

NYC Wants Regulations For 911 Apps

The city of New York on Thursday urged the Federal Communications Commission to hold proceedings to adopt rules to regulate 911 applications for smartphones and prohibit the

sale of 911 apps that provide misleading data to dispatchers.

NJ Inmate Call Co. Sues Gov. Christie Over Rate Caps

A company providing inmate calling services at two county jails in New Jersey has asserted in a New Jersey state court lawsuit against Gov. Chris Christie and others that a new state law improperly sets per-minute rates at less than what the business requires to break even.

CALIFORNIA

Sens. McCain, Flake Introduce Bill To Split 9th Circ.

Republican lawmakers on Thursday renewed their push to break up the Ninth Circuit Court of Appeals — the country's largest in terms of caseload and area covered — and create a new circuit with the jurisdictions of California, Hawaii and Oregon.

EXPERT ANALYSIS

The IRS Needs Help

As President Donald Trump's nominee for treasury secretary, Steven Mnuchin, testified in his confirmation hearing, the Internal Revenue Service is underfunded and needs more manpower. Because the agency has lost nearly 15,000 staff positions in five years, and struggles with outdated technology, its tax enforcement capabilities have been devastated, say Kat Saunders Gregor, Gabrielle Hirz and Hillel Nadler of Ropes & Gray LLP.

Opinion

Calif. Retention Of Holder Is A Risky Legal Proposition

California's hiring of former U.S. Attorney General Eric Holder and his team suggests the state's Legislature plans to fight any effort to curtail its greenhouse gas reduction efforts or to allow pullback on any other policies. But in its haste to take an aggressive stand against

President Donald Trump, the heads of the state Senate and Assembly have exhibited questionable judgment, says Jeffrey Dintzer of Gibson Dunn & Crutcher LLP.

The Privacy Implications Of Trump's Immigration Order

President Donald Trump's recent executive order expanding enforcement of U.S. immigration laws is a departure from how the federal government previously has treated personally identifiable information of those who are not U.S. citizens or lawful permanent residents, in many contexts, including the processing of visas and immigration records, say attorneys with Ropes & Gray LLP.

Trump Will Likely Hinder Federal Recognition For Tribes

If history is any guide and President Donald Trump is consistent with Republican policies, the Trump administration will likely roll back several of the Obama's administration's policies and regulations that have made it easier for Native American tribes to gain federal recognition, say Ryan Smith and Michael Smith of Brownstein Hyatt Farber Schreck LLP

ACA's Impact On 'Most Likely' Cost Of Future Care

Notwithstanding continued opposition, the Affordable Care Act remains the governing law of the land. As a result, legislators, judges and attorneys must determine whether evidence of the cost of coverage under the ACA should now be viewed as the "most likely" cost of future care, say attorneys at Weinberg Wheeler Hudgins Gunn & Dial LLC.

Can Federal Agencies Reverse Course Under Trump?

The next four years will see litigation that explores the extent to which the Trump administration can alter or reverse the regulatory policies of the Obama administration without having to enact new legislation. The U.S. Supreme Court has recently made clear

that there are fewer limits to an agency changing course than had previously been thought, says Steven Gordon of Holland & Knight LLP.

Opinion

An Open Letter To The New FTC Chair On Pyramid Schemes

While network marketing can be a tool for entrepreneurial success, some firms still rely on tricks and get-rich-quick claims. Outgoing Federal Trade Commission Chairwoman Edith Ramirez addressed the issue of pyramid schemes in an important speech last fall. The new head of the FTC should give Ramirez's ethical guidelines in this area the force of law, says Jeff Bell, CEO of LegalShield.

LEGAL INDUSTRY

Analysis

Why A Norton Rose Fulbright-Chadbourne Merger May Work

Global legal giant Norton Rose Fulbright and New York-based Chadbourne & Parke LLP are discussing a possible merger, the law firms said Thursday, a tie-up that experts say could give both firms a boost in their ability to compete in a cutthroat legal market.

Law360's Weekly Verdict: Legal Lions & Lambs

A sanctions order against Cooley LLP and client Invincea Labs for discovery failures in the course of an infringement case landed the law firm among this week's legal lambs, while Locke Lord LLP and its defense team at Miller Shakman & Beem LLP took the lion title after escaping RICO charges at the Seventh Circuit.

Bar Prep Co. Says Schools, Rival Must Face Collusion Suit

LLM Bar Exam LLC on Wednesday told a New York federal court that rival Barbri Inc. and several law schools must face its \$50 million suit alleging they conspired to stifle competition for bar exam prep courses targeted at foreign

students, saying its claims are more than adequate.

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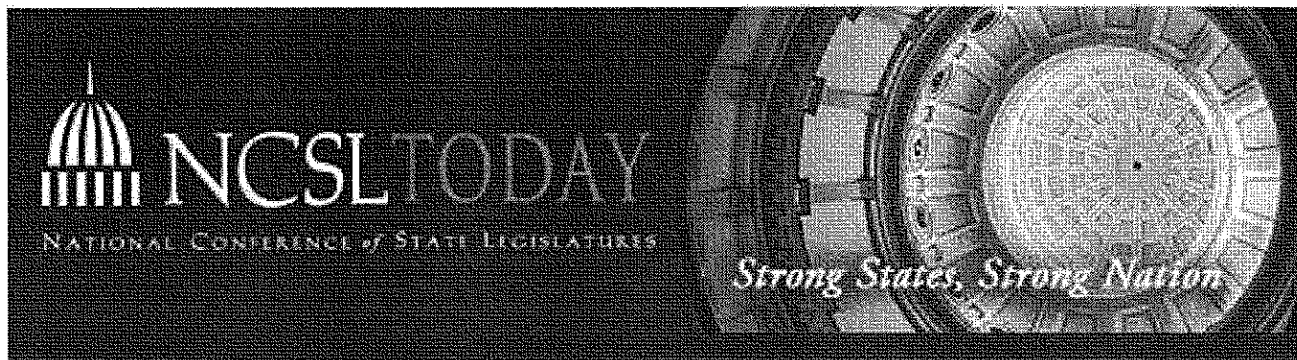
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From: NCSL TODAY
Sent: Friday, February 3, 2017 10:44 AM
To: Rep07
Subject: What's driving population decline in more states?

NCSL Today | Manage your subscription



TOP NEWS Feb. 3, 2017

What's driving population decline in more states?

Stateline

More states lost population last year than in 30 years. Some of the loss can be attributed to national demographic trends — but not all of it.

Bipartisan Tennessee bill would require safety restraint systems in all school buses

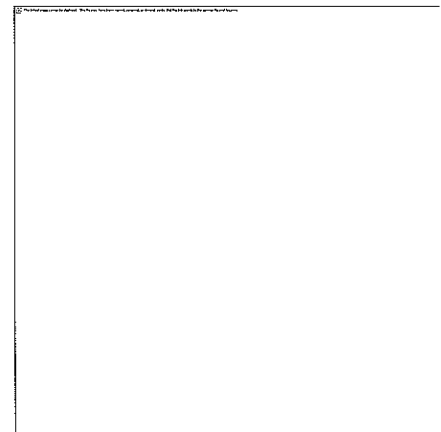
Chattanooga Times Free Press

Beginning July 1, 2018, the bill will require safety restraint systems on any Tennessee school bus ordered or purchased by a public or private school or system intended to transport students, as well as for extracurricular activities and other school events. **NCSL data cited.**

NCSL resources on school bus safety.

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A Rocky Road: new issue of State Legislatures magazine

Broadly speaking, public-private partnerships, known as P3s, are agreements in which a private-sector party provides a service

U.S. starts year with jobs surge but pay gains are weak

The New York Times

Employers added a healthy 227,000 workers to their payrolls in January, the government reported on Friday. But despite a surge of local minimum-wage increases, average hourly earnings grew by only 0.1 percent.

Missouri lawmakers send right-to-work law to governor's desk

St. Louis Post-Dispatch

A moment long dreaded by the state's labor unions and their supporters arrived on Thursday, as Missouri lawmakers sent a right-to-work proposal to a Republican governor who has promised for months that he'd sign it. NCSL resources on right-to-work laws.

Kansas exceeds January revenue estimate, lawmakers mull how to close shortfall

Topeka Capitol-Journal

Kansas took in about \$24 million more than anticipated in January, the third month in a row in which revenue has met or exceeded expectations, though the windfall put only a small dent in the state's budget shortfall.

California lawmakers can't figure out what to do with Airbnb

The Los Angeles Times—A

Short-term rental legislation has failed in Sacramento for multiple reasons, those on all sides of the issue said, including cities' reluctance to let the state involve itself in local tax collection and the relative political strengths of both

that is traditionally delivered by a public agency. In terms of infrastructure, a private partner typically assumes significant responsibility and risk over a project's design, construction or operation.

NEW NCSL

Federal action and health system changes

'Our American States': a new NCSL podcast

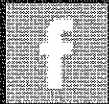
Capitol-to-Capitol state-federal newsletter

PREVENTING OPIOID MISUSE; LEGISLATIVE TRENDS AND PREDICTIONS

Preventing opioid misuse; legislative trends and predictions

As overdose deaths from opioids—including prescription drugs—continue to rise, strategies to confront the epidemic are likely to stay at the forefront during the 2017 legislative sessions.

Airbnb and labor unions, which are typically the industry's most powerful adversaries.



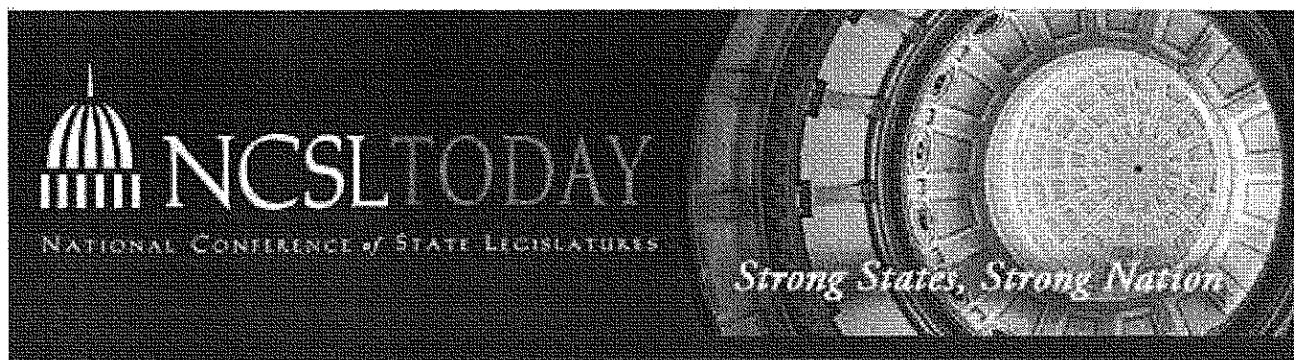
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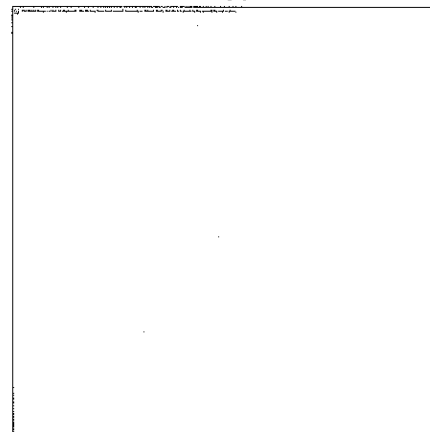
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NCSL resources on school bus safety.

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FEATURED

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Federal action and health system changes

'Our American States': a new NCSL podcast

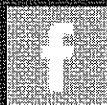
Capitol-to-Capitol state-federal newsletter

DOC

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From: Government Contracts Law360
Sent: Monday, February 6, 2017 3:37 AM
To: Rep07
Subject: Trump Faces Tough Challenges In Bolstering Cybersecurity



Dewey Retrial Begins

Follow our live coverage throughout the trial.

Monday, February 6, 2017



TOP NEWS

Analysis

Trump Faces Tough Challenges In Bolstering Cybersecurity

President Donald Trump and members of his administration have vowed to improve cybersecurity against infrastructure attacks, data breaches and the influence of foreign governments, but a complicated regulatory and logistical landscape promises to make the task far from simple.

DOD Officials Failed To Properly Rate Contractors, IG Says

U.S. Department of Defense officials failed to fully comply with requirements for assessing companies' performance of service, operational support and information technology contracts, potentially leaving other federal contracting officers in the dark about poor contractors, a Pentagon watchdog said Thursday.

Lockheed Finalizes \$8.5B F-35 Deal With Pentagon

LAW FIRMS

Akerman
Blank Rome
Brown Rudnick
Bryan Cave
Chiesa Shahinian
Covington & Burling
Cravath Swaine
Crowell & Moring
Desmarais LLP
Dewey & LeBoeuf
Eversheds Sutherland
Foley & Lardner
Goodwin
Greenberg Gross
Greenberg Traurig
Holland & Knight
Jenner & Block
Jones Day
Kasowitz Benson
Katten Muchin

Lockheed Martin Corp. has finalized an \$8.2 billion deal to provide an additional 90 F-35 fighter jets to the Pentagon and U.S. allies, it announced on Friday, cutting per-jet prices from its most recent previous deal after criticism of the program's cost by President Donald Trump.

Industry Asks Pentagon To Pull R&D Shake-Up

A coalition of defense and space industry associations has urged the U.S. Department of Defense to withdraw a proposed rule intended to crack down on contractors' purported abuses of independent research and development funding, saying Thursday that the rule is counterproductive and will harm both the Pentagon and industry.

POLICY & REGULATION

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King & Spalding
Kirkland & Ellis
Latham & Watkins
Lewis Brisbois
Mayer Brown
McDermott Will
Morgan Lewis
O'Melveny & Myers
Ogletree Deakins
Orrick Herrington
Pillsbury Winthrop
Proskauer Rose
Seward & Kissel
Sheppard Mullin
Sidley Austin
Skadden
Steptoe & Johnson LLP
Stroock & Stroock
Thompson & Knight
Venable LLP
Vinson & Elkins
White & Case
Willkie Farr
Wilson Sonsini

COMPANIES

AT&T Inc.
America Fujikura Ltd.
American Bar Association
American Federation of Labor and Congress of Industrial Organizations
Burford Capital LLC
Center for American Progress
Ernst & Young
Facebook
Federalist Society
Friedman LLP

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HealthCare Partners LLC
Hewlett Packard Enterprise Co.
Hobby Lobby Stores
Home Depot, Inc.
Lockheed Martin
NAACP Legal Defense and Educational Fund Inc.
Pre-Paid Legal Services Inc.
Ross Stores Inc.
The Boeing Company
The Cheesecake Factory Inc.
Twitter Inc.

GOVERNMENT AGENCIES

Bureau of Labor Statistics
Bureau of Land Management
California Franchise Tax Board
Defense Contract Audit Agency
Defense Contract Management Agency
Defense Logistics Agency
Department of Commerce
Equal Employment Opportunity Commission
Executive Office of the President
Export-Import Bank of the United States
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Emergency Management Agency
Federal Trade Commission
Government Accountability Office
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National Institute of Standards and Technology

National Labor Relations Board

National Security Agency

Securities and Exchange Commission

U.S. Air Force

U.S. Department of Defense

U.S. Department of Education

U.S. Department of Health and Human Services

U.S. Department of Homeland Security

U.S. Department of Justice

U.S. Department of Labor

U.S. Department of Veterans Affairs

U.S. Department of the Treasury

U.S. Environmental Protection Agency

U.S. General Services Administration

U.S. Marine Corps

U.S. Navy

U.S. Senate

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JOBS

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From: Government Contracts Law360
Sent: Monday, February 6, 2017 3:37 AM
To: Rep07
Subject: Trump Faces Tough Challenges In Bolstering Cybersecurity



Dewey Retrial Begins

Follow our live coverage throughout the trial.

Monday, February 6, 2017



TOP NEWS

Analysis

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DOD Officials Failed To Properly Rate Contractors, IG Says

U.S. Department of Defense officials failed to fully comply with requirements for assessing companies' performance of service, operational support and information technology contracts, potentially leaving other federal contracting officers in the dark about poor contractors, a Pentagon watchdog said Thursday.

Lockheed Finalizes \$8.5B F-35 Deal With Pentagon

LAW FIRMS

Akerman
Blank Rome
Brown Rudnick
Bryan Cave
Chiesa Shahinian
Covington & Burling
Cravath Swaine
Crowell & Moring
Desmarais LLP
Dewey & LeBoeuf
Eversheds Sutherland
Foley & Lardner
Goodwin
Greenberg Gross
Greenberg Traurig
Holland & Knight
Jenner & Block
Jones Day
Kasowitz Benson
Katten Muchin

Lockheed Martin Corp. has finalized an \$8.2 billion deal to provide an additional 90 F-35 fighter jets to the Pentagon and U.S. allies, it announced on Friday, cutting per-jet prices from its most recent previous deal after criticism of the program's cost by President Donald Trump.

Industry Asks Pentagon To Pull R&D Shake-Up

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Orrick Herrington
Pillsbury Winthrop
Proskauer Rose
Seward & Kissel
Sheppard Mullin
Sidley Austin
Skadden
Steptoe & Johnson LLP
Stroock & Stroock
Thompson & Knight
Venable LLP
Vinson & Elkins
White & Case
Willkie Farr
Wilson Sonsini

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From: Public Policy Law360
Sent: Monday, February 6, 2017 5:17 AM
To: Rep07
Subject: '1 In, 2 Out' Rule May Spell Headaches For AIA Rulemaking



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Monday, February 6, 2017



TOP NEWS

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Brown Rudnick
Brownstein Hyatt
Bryan Cave
Buchanan Ingersoll
Chiesa Shahinian
Connell Foley
Covington & Burling
Cravath Swaine
Desmarais LLP
Dewey & LeBoeuf
Dinsmore & Shohl
Eversheds Sutherland
Fennemore Craig
Fenwick & West
Foley & Lardner
Goodwin
Greenberg Gross
Greenberg Traurig
Haynes and Boone

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Bruising Fight For Fate Of Dodd-Frank Lies Ahead

While President Donald Trump's order for a review of rules mandated by the Dodd-Frank Act doesn't have much bite when it comes to rolling back those policies, its real effect is to set the terms of what's likely to be a drawn-out battle for how financial firms are regulated.

Analysis

Ex-BOEM Heads Urge Trump To Stay Course On Offshore Wind

While President Donald J. Trump has made fossil fuel development — onshore and offshore — a priority, he shouldn't slam the brakes on the offshore wind program developed by the Obama administration, which has already produced the U.S.' first commercial offshore wind farm, the two former heads of the Bureau of Ocean Energy Management recently told Law360.

FCC Transparency Move Could Bring Avalanche Of Comments

Federal Communications Commission Chairman Ajit Pai's first major change to the agency's processes, a move to release draft items weeks before the agency votes, is likely to result in a flood of additional filings and work

Holland & Knight
Hopping Green
Jackson Lewis
Jenner & Block
Jones Day
Kasowitz Benson
Katten Muchin
Keker & Van Nest
Kelley Drye
Kellogg Huber
Kirkland & Ellis
Latham & Watkins
Lewis Brisbois
Maraziti Falcon
Masuda Funai
Mayer Brown
Milbank Tweed
Mintz Levin
Morgan Lewis
Morrison & Foerster
Nabors Giblin
O'Melveny & Myers
Oblon
Ogletree Deakins
Orrick Herrington
Pillsbury Winthrop
Polsinelli
Powers Pyles
Proskauer Rose
Quarles & Brady
Renaissance IP Law Group
Seward & Kissel
Sheppard Mullin
Sidley Austin
Skadden
Squire Patton Boggs
Stark & Stark
Steptoe & Johnson LLP

for staff, but the increased transparency may outweigh any potential drawbacks.

Trump Pick For No. 2 At CIA Draws Mixed Reaction

President Donald Trump's selection of career intelligence officer Gina Haspel as deputy director of the Central Intelligence Agency on Thursday drew backlash from critics concerned over her association with so-called "black sites" and torture programs along with a chorus of approval from former high-ranking intelligence officers.

3rd Circ. Judge, Trump's Sister, Stops Hearing Cases

Third Circuit Senior Judge Maryanne Trump Barry, who is President Donald Trump's older sister, decided this week to go inactive on the bench, relinquishing her staff and chambers despite being scheduled to hear cases this year.

Sens. McCain, Flake Introduce Bill To Split 9th Circ.

Republican lawmakers on Thursday renewed their push to break up the Ninth Circuit Court of Appeals — the country's largest in terms of caseload and area covered — and create a new six-state circuit splintered off from California, Hawaii and Oregon.

BANKING & SECURITIES

SEC Payment Disclosure Rule Moves Closer To Repeal

The U.S. Senate early Friday morning voted to disapprove a U.S. Securities and Exchange Commission rule requiring oil and gas extraction companies to disclose their payments to foreign governments, leaving it one step away from being fully repealed.

Trump Orders Review Of Dodd-Frank, Delay Of Fiduciary Rule

Stroock & Stroock
Thompson & Knight
Venable LLP
Vinson & Elkins
White & Case
Wilkinson Barker
Willkie Farr
Wilson Sonsini
Womble Carlyle

COMPANIES

AT&T Inc.
Alcoa Inc.
Amazon.com Inc.
America Fujikura Ltd.
American Bar Association
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
American Petroleum Institute Inc.
American Psychological Association
Apple Inc.
Associated Press
Berkeley Research Group
Burford Capital LLC
Center for American Progress
Chevron Corporation
Consumer Federation of America
Deutsche Lufthansa AG
Edison Electric Institute Inc.
Electronic Frontier Foundation
Ernst & Young
Expedia Inc.
Facebook
Federalist Society
Florida Power & Light Co.
Friedman LLP

President Donald Trump signed two executive orders Friday in first steps following through on promises to roll back financial regulations, directing a wide review of financial regulations aimed at rolling back the Dodd-Frank Act and ordering a delay of the U.S. Department of Labor's fiduciary rule for retirement account advisers.

ENERGY & ENVIRONMENTAL

Murray Fee Fight Paused Amid EPA Coal Jobs Ruling Appeal

A West Virginia federal judge on Thursday postponed considering Murray Energy's request to peg the U.S. Environmental Protection Agency with \$3 million in legal fees that it racked up during its successful lawsuit accusing the agency of failing to study the effect of its regulations on jobs, ruling that the matter was best left for after the EPA's appeal runs its course.

Miami Says High Court Should Reject Pro-Nuke Plant Appeal

The city of Miami has argued that the Florida Supreme Court lacks jurisdiction to review an appeals court's nixing of gubernatorial approvals for two nuclear generating units and 89 miles of transmission lines in South Florida.

High Court Asked To Review Calif. Suction Mining Ban

A California gold miner on Friday asked the U.S. Supreme Court to review the California Supreme Court's decision to uphold the state's moratorium on suction dredging for gold, arguing federal law preempts the legislation.

NJ Town, Condo Group Can't Block Riverfront Development

The New Jersey Appellate Division on Friday declined to revive challenges the city of Hoboken and residents lodged against a planned waterfront development, finding the

Goldman Sachs Group Inc.
Google Inc.
Hobby Lobby Stores
Home Depot, Inc.
International Business Machines Corporation
LexisNexis Group
Maher Terminals LLC
Mexican American Legal Defense and Education Fund
Murray Energy Corp.
NAACP Legal Defense and Educational Fund Inc.
National Immigration Law Center
National Restaurant Association
National Retail Federation Inc.
Natural Resources Defense Council
New York Times Co.
Pacific Legal Foundation
Pre-Paid Legal Services Inc.
Reed Elsevier
Ross Stores Inc.
Statoil ASA
T-Mobile USA Inc.
The Cheesecake Factory Inc.
Twitter Inc.
U.S. Chamber of Commerce
Verizon Communications
Washington Post Co.
Wells Fargo & Co.
Yahoo! Inc.

GOVERNMENT AGENCIES

Animal and Plant Health Inspection Service
Army Corps of Engineers
Bureau of Indian Affairs
Bureau of Indian Education
Bureau of Labor Statistics

state offered credible evidence supporting its decision to approve the project.

House Clears Bill Nixing Methane Flaring Rule

The U.S. House of Representatives passed a bill aimed at repealing the Department of the Interior's so-called waste prevention rule Friday, as part of a larger effort to curb former President Barack Obama's later rules.

Montana Gov. OKs Yellowstone Bison Slaughter

Montana Gov. Steve Bullock removed a roadblock he erected against the slaughter of bison from Yellowstone National Park, saying in a Thursday letter to park officials that he was content with their promise to keep 25 bison safe for eventual relocation to a Native American reservation.

Lack Of Quorum Looming, FERC Gives More Power To Staff

As Norman Bay's departure leaves the Federal Energy Regulatory Commission with only two of five possible commissioners and no quorum to perform basic regulatory functions, the commission on Friday vested its staff with additional powers to tide it over until President Donald Trump fills the empty seats.

HEALTH & LIFE SCIENCES

FDA To Divulge Full Resumes Of Outside Advisers

Bowing to litigation, the U.S. Food and Drug Administration on Friday promised to stop concealing information about outside advisers who provide the agency with influential recommendations and often have professional ties to drug and device makers.

Analysis

4 Key Takeaways As ACA Sign-Up Window Closes

Bureau of Land Management
Bureau of Ocean Energy Management
Bureau of Reclamation
California Franchise Tax Board
California Natural Resources Agency
Central Intelligence Agency
Confederated Salish & Kootenai Tribes
Consumer Financial Protection Bureau
Defense Logistics Agency
Department of Commerce
Equal Employment Opportunity Commission
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Emergency Management Agency
Federal Energy Regulatory Commission
Federal Maritime Commission
Federal Reserve System
Federal Trade Commission
Financial Stability Oversight Council
Fish and Wildlife Service
Florida Department of Environmental Protection
Food and Drug Administration
Fort Peck Assiniboine and Sioux Tribes
Internal Revenue Service
Miccousukee Tribe of Indians
National Economic Council

Affordable Care Act sign-ups tapered off significantly after the Trump administration took power and scaled back consumer outreach, according to statistics released Friday. Here are key takeaways from the law's fourth enrollment period.

IP & TECHNOLOGY

Federal Regulations Can Be Copyrighted, Court Rules

A D.C. federal court ruled Thursday that private standards-setting groups can claim copyright ownership of industry rules that are transformed into federal law, thwarting a nonprofit that wanted to post the regulations online for better public access.

EMPLOYMENT

Restaurant Groups Urge Justices To Review Tip-Pooling Rule

Restaurant trade groups have petitioned the U.S. Supreme Court to hear their appeal of a Ninth Circuit ruling upholding a U.S. Department of Labor rule regulating when so-called "tip pools" can be instituted by employers, eviscerating the circuit court's "cavalier approach" to interpreting statute.

Trump Hiring Freeze Stymies Trade Enforcement: Dem Sens.

President Donald Trump ascended to the White House with an economic nationalist platform that focused on strict enforcement of the nation's trade laws, a stance that has already been weakened by the administration's institution of a federal hiring freeze, nine Democratic senators said Thursday.

PRIVACY & CONSUMER PROTECTION

Google, Facebook Put Heat On Lawmakers To Reform ECPA

Google Inc., Facebook Inc., Twitter Inc., Verizon Communications Inc. and dozens of

National Institute of Standards and Technology

National Labor Relations Board

National Park Service

National Security Agency

Nez Perce Tribe

Office of Foreign Assets Control

Office of the U.S. Trade Representative

Pennsylvania Public Utility Commission

Securities and Exchange Commission

South Florida Water Management District

U.S. Customs and Border Protection

U.S. Department of Defense

U.S. Department of Education

U.S. Department of Health and Human Services

U.S. Department of Homeland Security

U.S. Department of Justice

U.S. Department of Labor

U.S. Department of State

U.S. Department of the Interior

U.S. Department of the Treasury

U.S. Environmental Protection Agency

U.S. Forest Service

U.S. House of Representatives

U.S. Patent and Trademark Office

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Dewey Redux: A Master Plan, The Secret 7 And A Ski House

Nearly 10 years after Dewey & LeBoeuf LLP was founded, five years after the firm collapsed and over 15 months after the first trial ended, Manhattan prosecutors and two executives from the infamous firm are set to do it all again.

Dewey's Road From Mistrial To Retrial

On Monday, New York prosecutors will begin their second quest to prove former Dewey & LeBoeuf LLP executives committed a multimillion-dollar accounting fraud in a bid to keep the megafirm afloat following the financial crisis. The retrial comes nearly 10 years after Dewey was born out of an ill-fated merger and five years after it collapsed.

Dewey Trial 2.0 Set To Begin As Jury Selection Wraps Up

Jury selection in the second trial of two former top executives of Dewey & LeBoeuf LLP wrapped up on Friday — with a BigLaw attorney making it onto the panel — setting the stage for opening arguments on Monday in Manhattan District Attorney Cyrus R. Vance Jr.'s long-

running case over a purported scheme to defraud the law firm's financiers.

Dewey Lied About Docs Over \$8M Tax Bill, Ex-Client Says

A former Dewey & LeBoeuf LLP client who lost multiple malpractice cases against the firm has demanded in New York bankruptcy court the return of his client records to support his defense against an \$8 million tax bill, while the firm's trust disputed allegations that it misled him about the documents' existence.

Analysis

How To Ask A Jury For Money

When juries hold the purse, you'll have to communicate with strategy and grace to get them to loosen the strings. Here, the art to doing that, in the words of a few who have been there.

Vinson & Elkins Matches Cravath With Texas-Sized Bonuses

Houston-headquartered Vinson & Elkins LLP has told its associates it is matching the bonuses doled out by elite New York City firms, ranging from \$15,000 to \$100,000 plus more for higher performers, according to a memo published online Friday.

Legal Sector Loses 900 Jobs in Jan. As Growth Streak Ends

Despite a spike in job creation nationwide during President Barack Obama's last month in office, the legal sector lost 900 jobs in January and bucked a four-month upward trend in the industry, according to a Bureau of Labor Statistics report released Friday.

GC Cheat Sheet: The Hottest Corporate News Of The Week

The White House takes broad aim at federal regulation, the Internal Revenue Service reveals the 13 compliance risks its large-business audits will target, and newly introduced right-to-work legislation could go all

the way. Those stories top the corporate legal news you may have missed this past week.

UCLA 'Women In Law' Summit Touts Rainmaking, Leadership

Hundreds of women gathered at a UCLA School of Law summit on Friday to discuss how to advance their legal careers, hearing advice from female lawyers in the judiciary, private practice and industry on topics ranging from rainmaking to making their way to the bench.

In Case You Missed It: Hottest Firms and Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

JOBS

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From: Public Policy Law360
Sent: Monday, February 6, 2017 5:17 AM
To: Rep07
Subject: '1 In, 2 Out' Rule May Spell Headaches For AIA Rulemaking



Dewey Retrial Begins

Follow our live coverage throughout the trial.

Monday, February 6, 2017



TOP NEWS

Analysis

'1 In, 2 Out' Rule May Spell Headaches For AIA Rulemaking

President Donald Trump's recent "one in, two out" order on new regulations could create additional headaches for the U.S. Patent and Trademark Office, some experts believe, particularly as the agency tries to refine the burgeoning America Invents Act trial proceedings.

Dems Give Gorsuch The Garland Treatment On Week One

The first workweek of Judge Neil Gorsuch's nomination to the Supreme Court came to a close on Friday without support from a single Democratic senator, signaling the deep resentment the minority party harbors from the GOP's recent obstruction of former President Barack Obama's pick.

Analysis

Trump Faces Tough Challenges In Bolstering Cybersecurity

LAW FIRMS

Akerman
Brown Rudnick
Brownstein Hyatt
Bryan Cave
Buchanan Ingersoll
Chiesa Shahinian
Connell Foley
Covington & Burling
Cravath Swaine
Desmarais LLP
Dewey & LeBoeuf
Dinsmore & Shohl
Eversheds Sutherland
Fennemore Craig
Fenwick & West
Foley & Lardner
Goodwin
Greenberg Gross
Greenberg Traurig
Haynes and Boone

President Donald Trump and members of his administration have vowed to improve cybersecurity against infrastructure attacks, data breaches and the influence of foreign governments, but a complicated regulatory and logistical landscape promises to make the task far from simple.

Gorsuch's Boutique Years Brought Trial Skills And Top Pay

Still looking like a lanky youth when he joined a just-launched D.C. boutique in his mid-20s as a litigator, Neil Gorsuch quickly gained the kind of courtroom time and start-to-finish litigation experience befitting a far more seasoned lawyer.

Analysis

Bruising Fight For Fate Of Dodd-Frank Lies Ahead

While President Donald Trump's order for a review of rules mandated by the Dodd-Frank Act doesn't have much bite when it comes to rolling back those policies, its real effect is to set the terms of what's likely to be a drawn-out battle for how financial firms are regulated.

Analysis

Ex-BOEM Heads Urge Trump To Stay Course On Offshore Wind

While President Donald J. Trump has made fossil fuel development — onshore and offshore — a priority, he shouldn't slam the brakes on the offshore wind program developed by the Obama administration, which has already produced the U.S.' first commercial offshore wind farm, the two former heads of the Bureau of Ocean Energy Management recently told Law360.

FCC Transparency Move Could Bring Avalanche Of Comments

Federal Communications Commission Chairman Ajit Pai's first major change to the agency's processes, a move to release draft items weeks before the agency votes, is likely to result in a flood of additional filings and work

Holland & Knight
Hopping Green
Jackson Lewis
Jenner & Block
Jones Day
Kasowitz Benson
Katten Muchin
Keker & Van Nest
Kelley Drye
Kellogg Huber
Kirkland & Ellis
Latham & Watkins
Lewis Brisbois
Maraziti Falcon
Masuda Funai
Mayer Brown
Milbank Tweed
Mintz Levin
Morgan Lewis
Morrison & Foerster
Nabors Giblin
O'Melveny & Myers
Oblon
Ogletree Deakins
Orrick Herrington
Pillsbury Winthrop
Polsinelli
Powers Pyles
Proskauer Rose
Quarles & Brady
Renaissance IP Law Group
Seward & Kissel
Sheppard Mullin
Sidley Austin
Skadden
Squire Patton Boggs
Stark & Stark
Steptoe & Johnson LLP

for staff, but the increased transparency may outweigh any potential drawbacks.

Trump Pick For No. 2 At CIA Draws Mixed Reaction

President Donald Trump's selection of career intelligence officer Gina Haspel as deputy director of the Central Intelligence Agency on Thursday drew backlash from critics concerned over her association with so-called "black sites" and torture programs along with a chorus of approval from former high-ranking intelligence officers.

3rd Circ. Judge, Trump's Sister, Stops Hearing Cases

Third Circuit Senior Judge Maryanne Trump Barry, who is President Donald Trump's older sister, decided this week to go inactive on the bench, relinquishing her staff and chambers despite being scheduled to hear cases this year.

Sens. McCain, Flake Introduce Bill To Split 9th Circ.

Republican lawmakers on Thursday renewed their push to break up the Ninth Circuit Court of Appeals — the country's largest in terms of caseload and area covered — and create a new six-state circuit splintered off from California, Hawaii and Oregon.

BANKING & SECURITIES

SEC Payment Disclosure Rule Moves Closer To Repeal

The U.S. Senate early Friday morning voted to disapprove a U.S. Securities and Exchange Commission rule requiring oil and gas extraction companies to disclose their payments to foreign governments, leaving it one step away from being fully repealed.

Trump Orders Review Of Dodd-Frank, Delay Of Fiduciary Rule

Stroock & Stroock
Thompson & Knight
Venable LLP
Vinson & Elkins
White & Case
Wilkinson Barker
Willkie Farr
Wilson Sonsini
Womble Carlyle

COMPANIES

AT&T Inc.
Alcoa Inc.
Amazon.com Inc.
America Fujikura Ltd.
American Bar Association
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
American Petroleum Institute Inc.
American Psychological Association
Apple Inc.
Associated Press
Berkeley Research Group
Burford Capital LLC
Center for American Progress
Chevron Corporation
Consumer Federation of America
Deutsche Lufthansa AG
Edison Electric Institute Inc.
Electronic Frontier Foundation
Ernst & Young
Expedia Inc.
Facebook
Federalist Society
Florida Power & Light Co.
Friedman LLP

President Donald Trump signed two executive orders Friday in first steps following through on promises to roll back financial regulations, directing a wide review of financial regulations aimed at rolling back the Dodd-Frank Act and ordering a delay of the U.S. Department of Labor's fiduciary rule for retirement account advisers.

ENERGY & ENVIRONMENTAL

Murray Fee Fight Paused Amid EPA Coal Jobs Ruling Appeal

A West Virginia federal judge on Thursday postponed considering Murray Energy's request to peg the U.S. Environmental Protection Agency with \$3 million in legal fees that it racked up during its successful lawsuit accusing the agency of failing to study the effect of its regulations on jobs, ruling that the matter was best left for after the EPA's appeal runs its course.

Miami Says High Court Should Reject Pro-Nuke Plant Appeal

The city of Miami has argued that the Florida Supreme Court lacks jurisdiction to review an appeals court's nixing of gubernatorial approvals for two nuclear generating units and 89 miles of transmission lines in South Florida.

High Court Asked To Review Calif. Suction Mining Ban

A California gold miner on Friday asked the U.S. Supreme Court to review the California Supreme Court's decision to uphold the state's moratorium on suction dredging for gold, arguing federal law preempts the legislation.

NJ Town, Condo Group Can't Block Riverfront Development

The New Jersey Appellate Division on Friday declined to revive challenges the city of Hoboken and residents lodged against a planned waterfront development, finding the

Goldman Sachs Group Inc.
Google Inc.
Hobby Lobby Stores
Home Depot, Inc.
International Business Machines Corporation
LexisNexis Group
Maher Terminals LLC
Mexican American Legal Defense and Education Fund
Murray Energy Corp.
NAACP Legal Defense and Educational Fund Inc.
National Immigration Law Center
National Restaurant Association
National Retail Federation Inc.
Natural Resources Defense Council
New York Times Co.
Pacific Legal Foundation
Pre-Paid Legal Services Inc.
Reed Elsevier
Ross Stores Inc.
Statoil ASA
T-Mobile USA Inc.
The Cheesecake Factory Inc.
Twitter Inc.
U.S. Chamber of Commerce
Verizon Communications
Washington Post Co.
Wells Fargo & Co.
Yahoo! Inc.

GOVERNMENT AGENCIES

Animal and Plant Health Inspection Service
Army Corps of Engineers
Bureau of Indian Affairs
Bureau of Indian Education
Bureau of Labor Statistics

state offered credible evidence supporting its decision to approve the project.

House Clears Bill Nixing Methane Flaring Rule

The U.S. House of Representatives passed a bill aimed at repealing the Department of the Interior's so-called waste prevention rule Friday, as part of a larger effort to curb former President Barack Obama's later rules.

Montana Gov. OKs Yellowstone Bison Slaughter

Montana Gov. Steve Bullock removed a roadblock he erected against the slaughter of bison from Yellowstone National Park, saying in a Thursday letter to park officials that he was content with their promise to keep 25 bison safe for eventual relocation to a Native American reservation.

Lack Of Quorum Looming, FERC Gives More Power To Staff

As Norman Bay's departure leaves the Federal Energy Regulatory Commission with only two of five possible commissioners and no quorum to perform basic regulatory functions, the commission on Friday vested its staff with additional powers to tide it over until President Donald Trump fills the empty seats.

HEALTH & LIFE SCIENCES

FDA To Divulge Full Resumes Of Outside Advisers

Bowing to litigation, the U.S. Food and Drug Administration on Friday promised to stop concealing information about outside advisers who provide the agency with influential recommendations and often have professional ties to drug and device makers.

Analysis

4 Key Takeaways As ACA Sign-Up Window Closes

Bureau of Land Management
Bureau of Ocean Energy Management
Bureau of Reclamation
California Franchise Tax Board
California Natural Resources Agency
Central Intelligence Agency
Confederated Salish & Kootenai Tribes
Consumer Financial Protection Bureau
Defense Logistics Agency
Department of Commerce
Equal Employment Opportunity Commission
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Emergency Management Agency
Federal Energy Regulatory Commission
Federal Maritime Commission
Federal Reserve System
Federal Trade Commission
Financial Stability Oversight Council
Fish and Wildlife Service
Florida Department of Environmental Protection
Food and Drug Administration
Fort Peck Assiniboine and Sioux Tribes
Internal Revenue Service
Miccosukee Tribe of Indians
National Economic Council

Affordable Care Act sign-ups tapered off significantly after the Trump administration took power and scaled back consumer outreach, according to statistics released Friday. Here are key takeaways from the law's fourth enrollment period.

IP & TECHNOLOGY

Federal Regulations Can Be Copyrighted, Court Rules

A D.C. federal court ruled Thursday that private standards-setting groups can claim copyright ownership of industry rules that are transformed into federal law, thwarting a nonprofit that wanted to post the regulations online for better public access.

EMPLOYMENT

Restaurant Groups Urge Justices To Review Tip-Pooling Rule

Restaurant trade groups have petitioned the U.S. Supreme Court to hear their appeal of a Ninth Circuit ruling upholding a U.S. Department of Labor rule regulating when so-called "tip pools" can be instituted by employers, eviscerating the circuit court's "cavalier approach" to interpreting statute.

Trump Hiring Freeze Stymies Trade Enforcement: Dem Sens.

President Donald Trump ascended to the White House with an economic nationalist platform that focused on strict enforcement of the nation's trade laws, a stance that has already been weakened by the administration's institution of a federal hiring freeze, nine Democratic senators said Thursday.

PRIVACY & CONSUMER PROTECTION

Google, Facebook Put Heat On Lawmakers To Reform ECPA

Google Inc., Facebook Inc., Twitter Inc., Verizon Communications Inc. and dozens of

National Institute of Standards and Technology

National Labor Relations Board

National Park Service

National Security Agency

Nez Perce Tribe

Office of Foreign Assets Control

Office of the U.S. Trade Representative

Pennsylvania Public Utility Commission

Securities and Exchange Commission

South Florida Water Management District

U.S. Customs and Border Protection

U.S. Department of Defense

U.S. Department of Education

U.S. Department of Health and Human Services

U.S. Department of Homeland Security

U.S. Department of Justice

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Nearly 10 years after Dewey & LeBoeuf LLP was founded, five years after the firm collapsed and over 15 months after the first trial ended, Manhattan prosecutors and two executives from the infamous firm are set to do it all again.

Dewey's Road From Mistrial To Retrial

On Monday, New York prosecutors will begin their second quest to prove former Dewey & LeBoeuf LLP executives committed a multimillion-dollar accounting fraud in a bid to keep the megafirm afloat following the financial crisis. The retrial comes nearly 10 years after Dewey was born out of an ill-fated merger and five years after it collapsed.

Dewey Trial 2.0 Set To Begin As Jury Selection Wraps Up

Jury selection in the second trial of two former top executives of Dewey & LeBoeuf LLP wrapped up on Friday — with a BigLaw attorney making it onto the panel — setting the stage for opening arguments on Monday in Manhattan District Attorney Cyrus R. Vance Jr.'s long-

running case over a purported scheme to defraud the law firm's financiers.

Dewey Lied About Docs Over \$8M Tax Bill, Ex-Client Says

A former Dewey & LeBoeuf LLP client who lost multiple malpractice cases against the firm has demanded in New York bankruptcy court the return of his client records to support his defense against an \$8 million tax bill, while the firm's trust disputed allegations that it misled him about the documents' existence.

Analysis

How To Ask A Jury For Money

When juries hold the purse, you'll have to communicate with strategy and grace to get them to loosen the strings. Here, the art to doing that, in the words of a few who have been there.

Vinson & Elkins Matches Cravath With Texas-Sized Bonuses

Houston-headquartered Vinson & Elkins LLP has told its associates it is matching the bonuses doled out by elite New York City firms, ranging from \$15,000 to \$100,000 plus more for higher performers, according to a memo published online Friday.

Legal Sector Loses 900 Jobs in Jan. As Growth Streak Ends

Despite a spike in job creation nationwide during President Barack Obama's last month in office, the legal sector lost 900 jobs in January and bucked a four-month upward trend in the industry, according to a Bureau of Labor Statistics report released Friday.

GC Cheat Sheet: The Hottest Corporate News Of The Week

The White House takes broad aim at federal regulation, the Internal Revenue Service reveals the 13 compliance risks its large-business audits will target, and newly introduced right-to-work legislation could go all

the way. Those stories top the corporate legal news you may have missed this past week.

UCLA 'Women In Law' Summit Touts Rainmaking, Leadership

Hundreds of women gathered at a UCLA School of Law summit on Friday to discuss how to advance their legal careers, hearing advice from female lawyers in the judiciary, private practice and industry on topics ranging from rainmaking to making their way to the bench.

In Case You Missed It: Hottest Firms and Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

JOBS

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From: Public Policy Law360
Sent: Tuesday, February 7, 2017 5:17 AM
To: Rep07
Subject: Outside Groups Aim For Red State Dems In Gorsuch Fight



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Tuesday, February 7, 2017



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Baker Donelson
BakerHostetler
Ballard Spahr
Belin McCormick
Bernstein Litowitz
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German May
Gibson Dunn
Hogan Lovells
Holland & Knight
Honigman Miller
Hueston Hennigan
Jenner & Block
Jones Day
Jones Walker
Keller and Heckman
Kellogg Huber
Kelly & Walker
Kilpatrick Townsend
Kirkland & Ellis
Latham & Watkins
Lavin O'Neil
Lieff Cabraser
Littler Mendelson
MacLean Holloway
Mayer Brown
McGuire Wood
Meyer Glitzenstein
Milberg LLP
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Shook Hardy
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Skadden
Smith Anderson
Stroock & Stroock
Sullivan & Cromwell
Sullivan Ward
Wachtell Lipton
Wiggin and Dana
Wilkinson Barker
Winston & Strawn

COMPANIES

AT&T Inc.
Amazon.com Inc.
America Fujikura Ltd.
American Bar Association
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
American Immigration Council
American Immigration Lawyers Association
Asbury Automotive Group Inc.
Atlanta Falcons
BTI Consulting Group Inc.
Bank of America Corporation
CKE Restaurants, Inc.
CarMax Group

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Chicago Cubs
Consumer Federation of America
Consumer Reports
Facebook
Fitbit Inc.
Florida Panthers
General Motors
Google Inc.
HSBC Holdings PLC
Hertz Global Holdings Inc.
International Brotherhood of Teamsters
International Business Machines Corporation
Kaspersky Lab Ltd.
Lincoln National Corporation
LinkedIn Corp.
Lithia Motors, Inc.
Merck & Co Inc.
National Association of Insurance Commissioners
National Federation of Independent Business
National Hockey League
Natural Resources Defense Council
New York City Bar Association
New York Times Co.
New York University
Oracle Corp.
Pacific Legal Foundation
Redflex Traffic Systems
SIFMA
Service Employees International Union
Tax Foundation
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Central Command
Congressional Research Service
Connecticut Public Utilities
Regulatory Authority
Consumer Financial Protection
Bureau
Federal Communications
Commission
Federal Deposit Insurance Corp.
Federal Trade Commission
Financial Stability Oversight
Council
Illinois Attorney General's Office
Illinois Supreme Court
Internal Revenue Service
NATO
National Institute of Standards and
Technology
National Labor Relations Board
New Jersey Legislature
New York State Department of
Taxation and Finance
Occupational Safety and Health
Administration
Securities and Exchange
Commission
U.S. Army
U.S. Department of Defense
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Treasury

Business claim while allowing the remainder of the underlying lawsuit to proceed.

COMPETITION

FTC Challenged Over 'Certified' Used Car Settlements

The Consumers for Auto Reliability and Safety and other advocacy groups asked the D.C. Circuit on Monday to review Federal Trade Commission agreements over "certified" used cars, saying settlements reached with General Motors and others promulgate false advertising instead of curbing it.

PRIVACY & CONSUMER PROTECTION

GOP Moves To Kill CFPB Prepaid Card Rules

A new regulation governing the prepaid card industry is under attack after Republicans in both houses of Congress filed legislation that could lead to its repeal.

GOVERNMENT CONTRACTS

Trump Still Wants More NATO Spending, Will Attend Meeting

President Donald Trump continues to push members of the North Atlantic Treaty Organization to spend more on their own defense budgets even as he reiterates U.S. commitment to a group he once derided as "outdated," according to a readout of a conversation the commander-in-chief had with NATO's head Sunday.

Ex-Chicago Contractor Pays \$20M To End Bribery Suit

Chicago Mayor Rahm Emanuel said Monday that a former city contractor will pay \$20 million to end claims it paid bribes to secure \$126 million in contracts to install red-light cameras at city intersections, allegations that sent a former official and the company's onetime CEO to jail.

U.S. Environmental Protection Agency

U.S. Forest Service

U.S. General Services Administration

U.S. House of Representatives

U.S. Patent and Trademark Office

U.S. Senate

U.S. Supreme Court

Ex-NJ Lawmaker Gets Prison For Defrauding Investors

A former New Jersey lawmaker was sentenced to eight years in state prison Monday for bilking investors and creditors out of more than \$5 million through his various business ventures, including a tent supplier to the U.S. military, Attorney General Christopher S. Porrino announced.

INTERNATIONAL TRADE

EU Trade Boss Outlines Closer China Ties Amid Protectionism

European Union Trade Commissioner Cecilia Malmstrom said Monday that she hopes to use her government's robust trade relationship with China to stem the rising tide of protectionism that has enveloped the globe in recent years, extending an olive branch to Beijing.

TAX

Info Services Co.'s Reports For Clients Can Be Taxed In NY

Reports that an online information services company provides to clients about their potential customers' behavior is subject to a New York state sales and compensating use tax, and do not involve enough personalized information to meet an exception, according to an advisory opinion the state tax department released Friday.

IMMIGRATION

DOJ Pushes 9th Circ. For Stay On Immigration Ban Ruling

The U.S. Department of Justice urged the Ninth Circuit on Monday to stay the court order blocking implementation of the immigration ban contained in President Donald Trump's recent executive order, claiming the order is a lawful

use of presidential power and that the court's nationwide block is "vastly overbroad."

Justices Collect More Info In Immigrant Detention Case

The U.S. government and a group of immigrants have filed more briefs with the U.S. Supreme Court that attempt to answer questions of whether detained immigrants attempting entry into the U.S. are entitled to bond hearings after lengthy periods in custody.

New Group Turns To BigLaw For Attorneys To Rep Immigrants

A group of leading attorneys and immigration advocates that includes retired federal judge Shira Scheindlin has launched the American Immigration Representation Project to provide lawyers to immigrant detainees in response to the new policies and deportation issues created by the Trump administration.

NATIVE AMERICAN

Reps. Clash Over Impact Of ACA Repeal On Indian Care

The leading Republican and Democrat on the House Committee on Natural Resources traded barbs over what impact repealing the Affordable Care Act would have on a related Native American health care law, with Rep. Raul Grijalva, D-Ariz., calling Monday for Republicans to put forward their replacement for Obamacare.

TELECOMMUNICATIONS

FCC Asks DC Circ. To Pause AT&T Special Access Fight

The Republican-led Federal Communications Commission requested Friday that the D.C. Circuit hold off on an AT&T challenge to an FCC finding last year that certain business data services tariff provisions were unlawful, saying

new leadership needs time to consider the issue.

DC Circ. Should Halt Action In Lifeline Case, FCC Says

The Federal Communications Commission told the D.C. Circuit on Friday that the agency wants time to consider whether and how to revisit Obama-era FCC changes to the Lifeline low-income phone program, saying state challengers to the FCC's move do not oppose a 90-day pause for the review.

Advocates Defend Inmate Call Rate Caps As FCC Backs Off

The Federal Communications Commission, in a fight over the Obama-era agency's attempt to set inmate calling rate caps, refused at the D.C. Circuit Monday to defend the move in full even as an advocate for inmates and their families assured the court of the FCC's authority and the need for action.

PEOPLE

Ex-III. Solicitor General Joins Mayer Brown Appellate Group

Illinois' former Solicitor General Michael Scodro has rejoined Mayer Brown's Chicago practice as a partner in the firm's Supreme Court and Appellate practice, Mayer Brown announced Monday.

Cohen Milstein Brings Aboard Ex-NJ Securities Chief

Cohen Milstein Sellers & Toll PLLC has nabbed New Jersey's former securities regulation chief as a partner in its securities litigation and investor protection group, the Washington, D.C.-based plaintiffs-side firm said Monday.

EXPERT ANALYSIS

The End Of SEC's Payment Disclosure Rule

The Senate on Friday passed a resolution under the Congressional Review Act that disapproves the U.S. Securities and Exchange Commission's rule on resource extraction payments. The result for affected issuers is clear — the existing rule is gone, say attorneys with Cleary Gottlieb Steen & Hamilton LLP.

Understanding The USTR's New Insurance Agreement: Part 1

The U.S. Department of the Treasury and the U.S. Trade Representative recently announced the completion of a new bilateral covered agreement between the EU and the U.S. In the first half of this two-part article, attorneys with Sullivan & Cromwell LLP summarize and explain the agreement's reinsurance provisions.

Inside Northern District Of California's New Patent Rules

While the recent revisions to the Northern District of California's influential patent local rules provide for several small tweaks to the rules governing disclosure of infringement contentions and invalidity contentions, the most notable and significant changes impact damages discovery and the disclosure of damages theories and positions, says Sruli Yellin of Fisch Sigler LLP.

Takeaways From NIST's Updated Cybersecurity Framework

The National Institute of Standards and Technology recently released a draft update to its cybersecurity framework. The new guidance is particularly useful to businesses because it focuses on using business drivers to guide cybersecurity activities and advises businesses to consider cybersecurity risks as part of the organization's risk management processes, say attorneys with Keller and Heckman LLP.

LEGAL INDUSTRY

GCs Name The Top Attorneys For Client Service

Hundreds of corporate counsel have named 54 attorneys as client service standouts for at least two years in a row, praising their client focus, responsiveness, legal know-how and business chops.

12 Firms Boast The Most Client-Savvy Attorneys

When corporate counsel were asked to identify the attorneys who stood out to them as those who deliver the best client service in the industry, some law firms' names kept coming up. Here, the 12 law firms that boast the most client-savvy attorneys, according to a new report.

6 Traits Shared By The Lawyers GCs Love The Most

Pointing to their preferred outside counsel, the leaders of corporate legal departments identified six key strengths the attorneys on their list commonly have that make them top-notch at delivering superior client service. Here, find out what those six strengths are.

How To Become Beloved By GCs

To earn the accolades and the ongoing business of general counsel, attorneys need to invest in their clients and think beyond the legal work at hand — and the bill. Here's where they can focus to make the most of their efforts.

ABA Adds Mental Health, Alcohol Abuse To CLE Model Rules

The American Bar Association's House of Delegates voted Monday to approve changes to the model rules for continuing legal education requirements that include recommending regular education on substance abuse and mental health, after a study found lawyers particularly susceptible to these problems.

Judge Koh Asks Uber To Let Young Attys Argue Patent Case

U.S. District Judge Lucy H. Koh on Friday asked Uber Technologies Inc. if it would be

willing to let a younger Reed Smith LLP attorney argue motions that would end a location-detection patent suit, calling to boost associates' experience on high-stakes filings.

Dewey Retrial Start Tripped Up By Juror Problems

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Clifford Chance Bows Out Of Qatar In Middle East Regroup

Clifford Chance LLP will close its office in Qatar after a six year stint in the country, while the remaining attorney in the location will relocate full time to Dubai, a firm spokesperson confirmed with Law360 Monday.

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Holland & Knight
Honigman Miller
Hueston Hennigan
Jenner & Block
Jones Day
Jones Walker
Keller and Heckman
Kellogg Huber
Kelly & Walker
Kilpatrick Townsend
Kirkland & Ellis
Latham & Watkins
Lavin O'Neil
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Littler Mendelson
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Smith Anderson
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Sullivan & Cromwell
Sullivan Ward
Wachtell Lipton
Wiggin and Dana
Wilkinson Barker
Winston & Strawn

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Amazon.com Inc.
America Fujikura Ltd.
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International Business Machines Corporation
Kaspersky Lab Ltd.
Lincoln National Corporation
LinkedIn Corp.
Lithia Motors, Inc.
Merck & Co Inc.
National Association of Insurance Commissioners
National Federation of Independent Business
National Hockey League
Natural Resources Defense Council
New York City Bar Association
New York Times Co.
New York University
Oracle Corp.
Pacific Legal Foundation
Redflex Traffic Systems
SIFMA
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Tax Foundation
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Regulatory Authority
Consumer Financial Protection
Bureau
Federal Communications
Commission
Federal Deposit Insurance Corp.
Federal Trade Commission
Financial Stability Oversight
Council
Illinois Attorney General's Office
Illinois Supreme Court
Internal Revenue Service
NATO
National Institute of Standards and
Technology
National Labor Relations Board
New Jersey Legislature
New York State Department of
Taxation and Finance
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U.S. Army
U.S. Department of Defense
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Treasury

Business claim while allowing the remainder of the underlying lawsuit to proceed.

COMPETITION

FTC Challenged Over 'Certified' Used Car Settlements

The Consumers for Auto Reliability and Safety and other advocacy groups asked the D.C. Circuit on Monday to review Federal Trade Commission agreements over "certified" used cars, saying settlements reached with General Motors and others promulgate false advertising instead of curbing it.

PRIVACY & CONSUMER PROTECTION

GOP Moves To Kill CFPB Prepaid Card Rules

A new regulation governing the prepaid card industry is under attack after Republicans in both houses of Congress filed legislation that could lead to its repeal.

GOVERNMENT CONTRACTS

Trump Still Wants More NATO Spending, Will Attend Meeting

President Donald Trump continues to push members of the North Atlantic Treaty Organization to spend more on their own defense budgets even as he reiterates U.S. commitment to a group he once derided as "outdated," according to a readout of a conversation the commander-in-chief had with NATO's head Sunday.

Ex-Chicago Contractor Pays \$20M To End Bribery Suit

Chicago Mayor Rahm Emanuel said Monday that a former city contractor will pay \$20 million to end claims it paid bribes to secure \$126 million in contracts to install red-light cameras at city intersections, allegations that sent a former official and the company's onetime CEO to jail.

U.S. Environmental Protection Agency

U.S. Forest Service

U.S. General Services Administration

U.S. House of Representatives

U.S. Patent and Trademark Office

U.S. Senate

U.S. Supreme Court

Ex-NJ Lawmaker Gets Prison For Defrauding Investors

A former New Jersey lawmaker was sentenced to eight years in state prison Monday for bilking investors and creditors out of more than \$5 million through his various business ventures, including a tent supplier to the U.S. military, Attorney General Christopher S. Porrino announced.

INTERNATIONAL TRADE

EU Trade Boss Outlines Closer China Ties Amid Protectionism

European Union Trade Commissioner Cecilia Malmstrom said Monday that she hopes to use her government's robust trade relationship with China to stem the rising tide of protectionism that has enveloped the globe in recent years, extending an olive branch to Beijing.

TAX

Info Services Co.'s Reports For Clients Can Be Taxed In NY

Reports that an online information services company provides to clients about their potential customers' behavior is subject to a New York state sales and compensating use tax, and do not involve enough personalized information to meet an exception, according to an advisory opinion the state tax department released Friday.

IMMIGRATION

DOJ Pushes 9th Circ. For Stay On Immigration Ban Ruling

The U.S. Department of Justice urged the Ninth Circuit on Monday to stay the court order blocking implementation of the immigration ban contained in President Donald Trump's recent executive order, claiming the order is a lawful

use of presidential power and that the court's nationwide block is "vastly overbroad."

Justices Collect More Info In Immigrant Detention Case

The U.S. government and a group of immigrants have filed more briefs with the U.S. Supreme Court that attempt to answer questions of whether detained immigrants attempting entry into the U.S. are entitled to bond hearings after lengthy periods in custody.

New Group Turns To BigLaw For Attorneys To Rep Immigrants

A group of leading attorneys and immigration advocates that includes retired federal judge Shira Scheindlin has launched the American Immigration Representation Project to provide lawyers to immigrant detainees in response to the new policies and deportation issues created by the Trump administration.

NATIVE AMERICAN

Reps. Clash Over Impact Of ACA Repeal On Indian Care

The leading Republican and Democrat on the House Committee on Natural Resources traded barbs over what impact repealing the Affordable Care Act would have on a related Native American health care law, with Rep. Raul Grijalva, D-Ariz., calling Monday for Republicans to put forward their replacement for Obamacare.

TELECOMMUNICATIONS

FCC Asks DC Circ. To Pause AT&T Special Access Fight

The Republican-led Federal Communications Commission requested Friday that the D.C. Circuit hold off on an AT&T challenge to an FCC finding last year that certain business data services tariff provisions were unlawful, saying

new leadership needs time to consider the issue.

DC Circ. Should Halt Action In Lifeline Case, FCC Says

The Federal Communications Commission told the D.C. Circuit on Friday that the agency wants time to consider whether and how to revisit Obama-era FCC changes to the Lifeline low-income phone program, saying state challengers to the FCC's move do not oppose a 90-day pause for the review.

Advocates Defend Inmate Call Rate Caps As FCC Backs Off

The Federal Communications Commission, in a fight over the Obama-era agency's attempt to set inmate calling rate caps, refused at the D.C. Circuit Monday to defend the move in full even as an advocate for inmates and their families assured the court of the FCC's authority and the need for action.

PEOPLE

Ex-III. Solicitor General Joins Mayer Brown Appellate Group

Illinois' former Solicitor General Michael Scodro has rejoined Mayer Brown's Chicago practice as a partner in the firm's Supreme Court and Appellate practice, Mayer Brown announced Monday.

Cohen Milstein Brings Aboard Ex-NJ Securities Chief

Cohen Milstein Sellers & Toll PLLC has nabbed New Jersey's former securities regulation chief as a partner in its securities litigation and investor protection group, the Washington, D.C.-based plaintiffs-side firm said Monday.

EXPERT ANALYSIS

The End Of SEC's Payment Disclosure Rule

The Senate on Friday passed a resolution under the Congressional Review Act that disapproves the U.S. Securities and Exchange Commission's rule on resource extraction payments. The result for affected issuers is clear — the existing rule is gone, say attorneys with Cleary Gottlieb Steen & Hamilton LLP.

Understanding The USTR's New Insurance Agreement: Part 1

The U.S. Department of the Treasury and the U.S. Trade Representative recently announced the completion of a new bilateral covered agreement between the EU and the U.S. In the first half of this two-part article, attorneys with Sullivan & Cromwell LLP summarize and explain the agreement's reinsurance provisions.

Inside Northern District Of California's New Patent Rules

While the recent revisions to the Northern District of California's influential patent local rules provide for several small tweaks to the rules governing disclosure of infringement contentions and invalidity contentions, the most notable and significant changes impact damages discovery and the disclosure of damages theories and positions, says Sruli Yellin of Fisch Sigler LLP.

Takeaways From NIST's Updated Cybersecurity Framework

The National Institute of Standards and Technology recently released a draft update to its cybersecurity framework. The new guidance is particularly useful to businesses because it focuses on using business drivers to guide cybersecurity activities and advises businesses to consider cybersecurity risks as part of the organization's risk management processes, say attorneys with Keller and Heckman LLP.

LEGAL INDUSTRY

GCs Name The Top Attorneys For Client Service

Hundreds of corporate counsel have named 54 attorneys as client service standouts for at least two years in a row, praising their client focus, responsiveness, legal know-how and business chops.

12 Firms Boast The Most Client-Savvy Attorneys

When corporate counsel were asked to identify the attorneys who stood out to them as those who deliver the best client service in the industry, some law firms' names kept coming up. Here, the 12 law firms that boast the most client-savvy attorneys, according to a new report.

6 Traits Shared By The Lawyers GCs Love The Most

Pointing to their preferred outside counsel, the leaders of corporate legal departments identified six key strengths the attorneys on their list commonly have that make them top-notch at delivering superior client service. Here, find out what those six strengths are.

How To Become Beloved By GCs

To earn the accolades and the ongoing business of general counsel, attorneys need to invest in their clients and think beyond the legal work at hand — and the bill. Here's where they can focus to make the most of their efforts.

ABA Adds Mental Health, Alcohol Abuse To CLE Model Rules

The American Bar Association's House of Delegates voted Monday to approve changes to the model rules for continuing legal education requirements that include recommending regular education on substance abuse and mental health, after a study found lawyers particularly susceptible to these problems.

Judge Koh Asks Uber To Let Young Attys Argue Patent Case

U.S. District Judge Lucy H. Koh on Friday asked Uber Technologies Inc. if it would be

willing to let a younger Reed Smith LLP attorney argue motions that would end a location-detection patent suit, calling to boost associates' experience on high-stakes filings.

Dewey Retrial Start Tripped Up By Juror Problems

Opening arguments in the long-anticipated retrial of two former top executives of Dewey & LeBoeuf LLP on charges of defrauding the law firm's lenders and investors were delayed on Monday, after problems with multiple jurors sent the case back to voir dire.

Clifford Chance Bows Out Of Qatar In Middle East Regroup

Clifford Chance LLP will close its office in Qatar after a six year stint in the country, while the remaining attorney in the location will relocate full time to Dubai, a firm spokesperson confirmed with Law360 Monday.

JOBS

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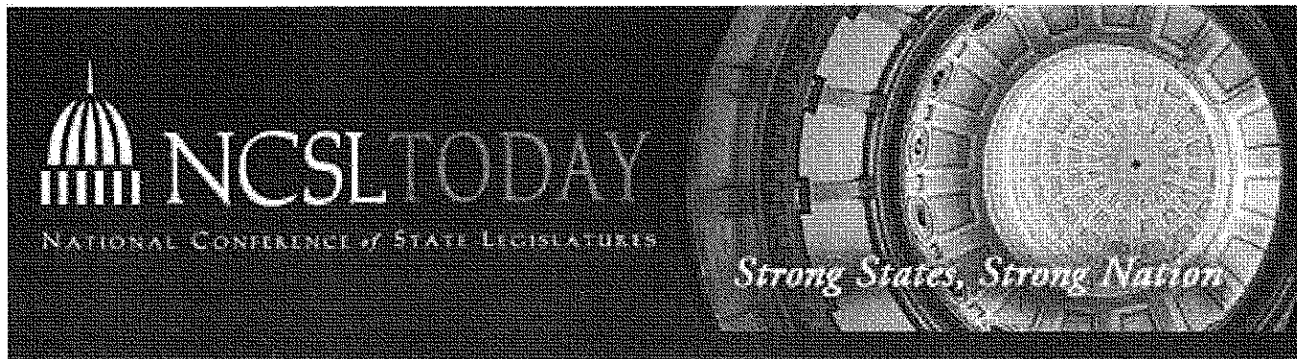
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From: NCSL TODAY
Sent: Monday, February 13, 2017 2:20 PM
To: Rep07
Subject: Health care adjusts to a more diverse America

NCSL Today | Manage your subscription



TOP NEWS Feb. 13, 2017

= A

Health care adjusts to a more diverse America

Stateline

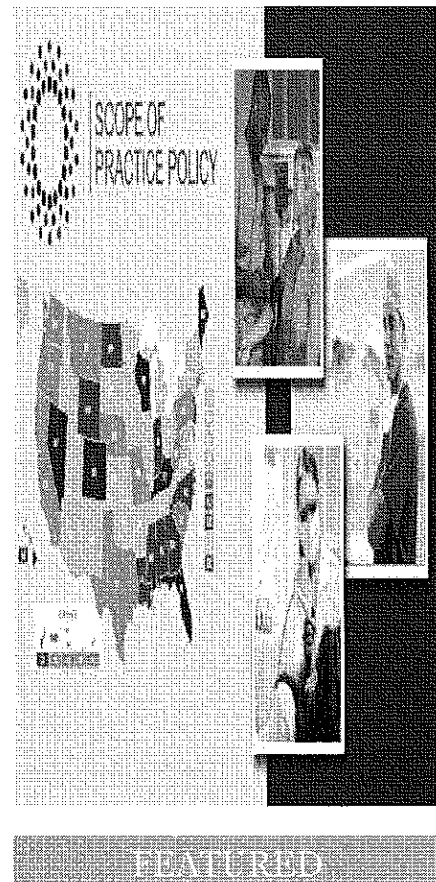
Health care providers will need to beef up language services, hire diverse staff, and pay attention to culturally appropriate care strategies.

State GOP leaders move swiftly as party bickers in Congress

The New York Times

Republicans have top-to-bottom control in 25 states now, holding both the governorship and the entire legislature, and Republican lawmakers are acting with lightning speed to enact longstanding conservative priorities.

Distracted driving penalties could increase statewide in Washington



Associated Press

Lawmakers heard emotional testimony this week from people who lost friends and family members in car accidents caused by drivers distracted by their phones. They are among many who want to make it illegal to hold any hand-held device while driving and ensure offenders receive harsher penalties. **NCSL data cited.**

NCSL resources on distracted driving.

States increasingly targeted by cybercriminals

State Net Capitol Journal

GCN, which provides research for public sector IT managers, reported that between 2013 and 2015 the number of cyberattacks on state computer networks in Utah increased 10,000-fold, from 50,000 to 20 million per day to 300 million to 500 million per day.

NCSL resources on state cybersecurity legislation.

Tapping private sector for roads and bridges poses hurdles for Trump

Bloomberg

Even as President Donald Trump vows to steer more private money toward improving U.S. roads, bridges and airports, familiar impediments may hinder investors. **NCSL data cited.**

NCSL toolkit for legislators on public-private partnerships for transportation.

Despite union resistance, right-to-work momentum is growing

Visit NCSL's new website on Scope of Practice Policy

A health care provider's scope of practice describes the procedures, actions and processes that a health care practitioner is permitted to undertake in keeping with the terms of his or her professional license.



Autonomous vehicles legislative database

Energy efficiency and renewables in lower-income homes

State Legislatures magazine: Rocky road to fix aging roads, bridges



House committee votes to terminate Election Assistance Commission

The U.S. House Committee on House Administration voted 6-3 along party lines this week to

Governing

Several states have already passed right-to-work laws this year -- and their reach may finally expand into the Northeast.

NCSL resources on right-to-work laws.

terminate the U.S. Election Assistance Commission.

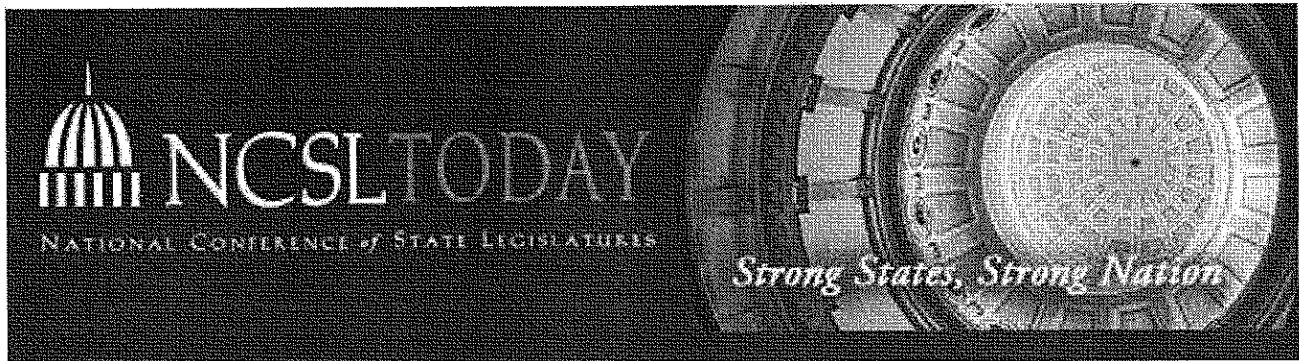


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= A

From: NCSL TODAY
Sent: Monday, February 13, 2017 2:20 PM
To: Rep07
Subject: Health care adjusts to a more diverse America

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TOP NEWS Feb. 13, 2017

= A

Health care adjusts to a more diverse America

Stateline

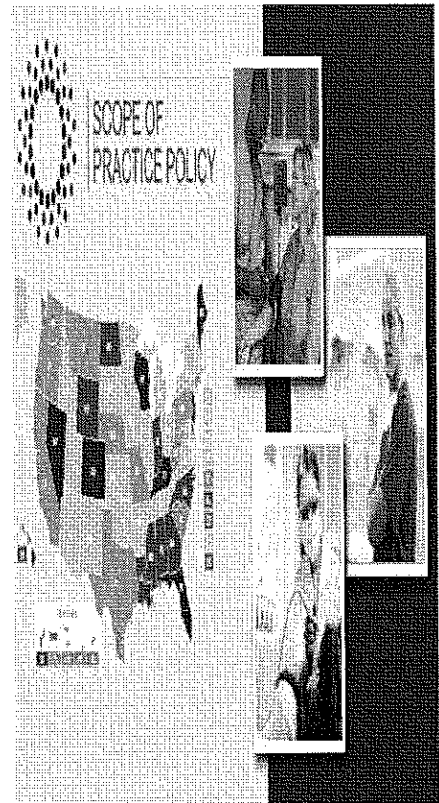
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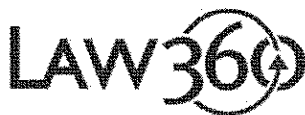
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From: Public Policy Law360
Sent: Wednesday, February 15, 2017 5:29 AM
To: Rep07
Subject: FCC's Auction Outcome Is Victim Of Sky-High Expectations



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PUBLIC POLICY

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Wednesday, February 15, 2017



TOP NEWS

FCC's Auction Outcome Is Victim Of Sky-High Expectations

The Federal Communications Commission crossed an important finish line in its broadcast incentive auction Friday as a phase of bidding ended, and experts say inflated revenue expectations stoked by the FCC are clouding a result that delivers on the goal of repurposing spectrum for wireless use.

Acting SEC Chair Signals Shift To Ease Disclosure Rules

Acting U.S. Securities and Exchange Commission Chairman Michael Piwowar has taken aim at certain thorny disclosures required by Dodd-Frank by inviting input on such rules for conflicts minerals and executive-pay ratios, steps that attorneys say could lighten the reporting regime for public companies as a deregulatory spirit gains momentum.

LAW FIRMS

Akin Gump
Baker Donelson
Baldwin Crocker
Bracewell
Bredhoff & Kaiser
Carlton Fields
Cohen Weiss
Cooley
Cravath Swaine
Davis Polk
Dechert
Dewey & LeBoeuf
Dorsey & Whitney
Foley & Lardner
Gibson Dunn
Hogan Lovells
Holwell Shuster
Hunton & Williams
Jenner & Block

McMahon Approved To Lead Small Business Administration

The Senate approved President Donald Trump's pick of wrestling magnate Linda McMahon to head the Small Business Administration in a bipartisan vote Tuesday.

Analysis

Flynn's Exit Could Stall Russia Sanctions Relief

The abrupt departure of National Security Adviser Michael Flynn amid allegations of improper contact with Russian officials has only added to the cascade of uncertainties surrounding the Trump administration and how aggressively it will move to dismantle sanctions on Moscow.

Sens. Issue Calls For Russia Probes After Flynn Steps Down

A bipartisan group of senators renewed calls Tuesday for a special congressional investigation into alleged Russian interference with the U.S. presidential election after National Security Adviser Michael Flynn resigned amid fallout from his dealings with Russian officials, while Democrats additionally called for a criminal probe.

Chicago Schools Sue Over 'Discriminatory' State Funding

Chicago Public Schools sued Gov. Bruce Rauner and the state of Illinois Tuesday, alleging the way in which the state funds public schools discriminates against the city's majority-minority population of public school children and violates state and federal civil rights laws.

Law Schools, Bar Group Denounce Trump Attacks On Judges

The blowback from President Donald Trump's criticisms of federal judges related to his executive order on immigration has not abated, with the International Bar Association and two law school deans recently excoriating the

Kaplan Kirsch
Kirkland & Ellis
Kreis Enderle
LaRocca Hornik
Latham & Watkins
Lewis Reed
Morrison & Foerster
Pepper Hamilton
Pierce Atwood
Ropes & Gray
Seward & Kissel
Shearman & Sterling
Simpson Thacher
Skadden
Sullivan & Cromwell
Willkie Farr
Zuckert Scoutt

COMPANIES

ASC Communications
AT&T Inc.
Aetna Inc.
America Fujikura Ltd.
American Bar Association
American Beverage Association
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
American Federation of State, County and Municipal Employees
American Petroleum Institute Inc.
American Thoracic Society
CVR Energy Inc.
Chevron Corporation
Computer & Communications Industry Association
Financial Services Roundtable
Goldman Sachs Group Inc.
Google Inc.

president's comments about judges and the judiciary.

BANKING & SECURITIES

Warren Asks About Lobbyists' Sway On Trump Bank Orders

Sen. Elizabeth Warren on Tuesday sent letters to the White House, the U.S. Department of Labor and the bankers' advocacy group Financial Services Roundtable asking whether government officials "inappropriately consulted" with banking industry lobbyists while developing President Donald Trump's recent executive order and memorandum on financial regulation.

Trump Signs Repeal Of SEC Payment Disclosure Rule

President Donald Trump on Tuesday signed off on legislation that nixed a U.S. Securities and Exchange Commission rule requiring oil and gas extraction companies to disclose their payments to foreign governments, marking the first time in 16 years that a president utilized the Congressional Review Act to overturn a predecessor's rule.

Yellen Rebuts Trump's Claim That Dodd-Frank Hobbled Banks

Federal Reserve Chair Janet Yellen said Tuesday that she plans to work with the Trump administration to see where regulations on banks can be eased, but took issue with the president's characterization that banks are not lending due to the Dodd-Frank Act.

Special Master Deals Fla. Loss In Water Fight With Ga.

A U.S. Supreme Court-appointed special master dealt Florida a loss Tuesday in its fight with Georgia over use of water from the Apalachicola-Chattahoochee-Flint River Basin when he recommended that the court deny Florida's request to cap its neighbor's water usage.

Human Rights Campaign
Humana Inc.
Icahn Enterprises L.P.
International Bar Association
International Swaps and Derivatives Association
Johnson & Johnson
Koch Industries Inc.
L-3 Communications Holdings Inc.
Lockheed Martin
National Basketball Association
National Collegiate Athletic Association
National Federation of Independent Business
National Public Radio Inc.
National Right to Work Legal Defense Foundation
National Women's Law Center
Natural Resources Defense Council
Oracle Corp.
Pacific Legal Foundation
Planned Parenthood Federation
SIFMA
The Boeing Company
The Coca-Cola Company
Time Inc.
Trump Organization Inc.
Twitter Inc.
U.S. Chamber of Commerce
United States Telecom Association
Verizon Communications
Washington Post Co.
Wells Fargo & Co.
World Wrestling Entertainment, Inc.

GOVERNMENT AGENCIES

CFTC Gives Dealers More Time On Swaps Rule

The U.S. Commodity Futures Trading Commission said Monday that it will give swaps dealers a grace period to come into compliance with new rules on swap collateral requirements, after multiple industry groups said they were struggling to meet the March 1 deadline.

ENERGY & ENVIRONMENTAL

Texas Wants 5th Circ. To Review EPA's Sulfur Dioxide Rule

Texas asked the Fifth Circuit on Monday to review a U.S. Environmental Protection Act final action that found parts of the state had too much sulfur dioxide in the air, saying the agency's move will cost the state money unnecessarily and is an example of regulatory overreach.

Senate Dems Push To Delay Pruitt Vote, Question Icahn Links

Democratic members of the Senate Environment Committee on Tuesday pushed to delay a confirmation vote for President Donald Trump's pick to lead the U.S. Environmental Protection Agency, saying they need to review a pending open records lawsuit against the nominee, while other Senate Democrats demanded more information on Carl Icahn's role in the Trump administration.

Feds Sued Over Endangered Bumblebee Protection Delay

The Natural Resources Defense Council sued the federal government on Tuesday over the suspension of a rule that would put the rusty patched bumblebee on the endangered species list, saying the government's delay of the listing's effective date denies the bee essential legal protection.

Colorado AG Sues Boulder County Over Oil Drilling Ban

Agricultural Marketing Service
Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Land Management
California Department of Food and Agriculture
California Natural Resources Agency
Commodity Futures Trading Commission
Congressional Budget Office
Consumer Financial Protection Bureau
Defense Intelligence Agency
Department of Commerce
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Railroad Administration
Federal Reserve System
Fish and Wildlife Service
Florida Attorney General's Office
Florida Department of Environmental Protection
Illinois Supreme Court
Internal Revenue Service
National Economic Council
National Labor Relations Board
National Railroad Passenger Corporation
National Security Council

Colorado Attorney General Cynthia H. Coffman sued Boulder County on Tuesday for failing to lift its ban on oil and gas development even after the state's top court ruled that two other local governments had to get rid of similar moratoriums.

HEALTH & LIFE SCIENCES

Fla. Says Changed Rule Could End Challenge To Abortion Law

The state of Florida has notified a federal court of proposed rule amendments it says could resolve a lawsuit's claims of First Amendment rights violations in an abortion restrictions law by narrowing the scope and changing the nature of a registration requirement for counselors.

Humana To Scrap Remaining ACA Policies In 2018

Humana Inc. on Tuesday said it will halt participation in Affordable Care Act marketplaces next year, citing a mix of customers that remains too unhealthy and unprofitable.

IP & TECHNOLOGY

Rep. Issa Says Lee Still Running USPTO But May Be Moved

Michelle Lee is still leading the U.S. Patent and Trademark Office, but the Trump administration may be looking for a different position for her elsewhere in the government, Rep. Darrell Issa, R-Calif., reportedly said Monday amid uncertainty about who is serving as USPTO director.

MEDIA & ENTERTAINMENT

NJ Sens. Fail To Override Veto Over Icahn's Casino License

The New Jersey State Senate on Monday failed to garner enough votes to override Gov. Chris Christie's veto of legislation that would have

New Jersey Legislature
North Carolina Department of Transportation
North Carolina General Assembly
Northern Arapaho Tribe
Occupational Safety and Health Administration
Office of Foreign Assets Control
Oklahoma Attorney General's Office
Pennsylvania Supreme Court
Port Authority of New York & New Jersey
Securities and Exchange Commission
Small Business Administration
U.S. Air Force
U.S. Army
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Education
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
United Nations

stripped billionaire Carl Icahn of his license to operate the defunct Trump Taj Mahal hotel and casino.

TRANSPORTATION & INFRASTRUCTURE

NJ Pushes Bill To Bar Port Authority From Aiding Travel Ban

New Jersey state legislators moved ahead Monday with a bill that would bar the Port Authority of New York and New Jersey from using any of its resources to implement President Donald J. Trump's executive order that called for a travel ban from seven predominantly Muslim countries.

DOT Overstepped With Rail Safety Order, DC Circ. Told

The U.S. Department of Transportation overstepped its authority when it issued an August 2016 order imposing new safety oversight and enforcement obligations on state entities that oversee intercity passenger rail service without proper public notice and comment, a pair of agencies told the D.C. Circuit.

DC Circ. Asked To Review Deal To Close Santa Monica Airport

General aviation groups asked the D.C. Circuit on Monday to review a settlement between the Federal Aviation Administration and Santa Monica, California, in their yearslong land title dispute over control of the Santa Monica Airport, saying the deal wrongfully allows the city to close the airport by 2029.

REAL ESTATE

San Francisco Urges 9th Circ. To Revive Rental Law Dispute

An attorney for San Francisco told the Ninth Circuit Thursday that a lower court was wrong to invalidate a since-revised housing law that forced landlords to pay massive sums to

tenants before taking their property off the market, telling a judge the ruling has hurt the city's ability to legislate future rent control measures.

EMPLOYMENT

Review Of NLRB Precedents In Order, House Panel Hears

Management and union lawyers clashed over the National Labor Relations Board at a U.S. House hearing Tuesday, with a Hunton & Williams LLP labor attorney saying the board needs to reconsider its Obama-era expansion of the joint employment standard and sped-up union elections and a labor lawyer testifying that criticism of recent agency actions is part of an effort to delegitimize unions.

Trump Blasts Media Co.'s Bid To Unseal 1998 Labor Deal

The Trump Organization Inc. and President Donald Trump slammed a bid by Time Inc. and The Reporters Committee for Freedom of the Press to unseal settlement documents that resolved Trump's 1998 dispute with a labor union, telling the Second Circuit that neither the First Amendment nor the common law right of access applies here.

Doctors, Int'l Science Org Back OSHA In Silica Rule Fight

An international scientific organization and an organization of occupation and environmental medical physicians have come out in support of the Occupational Safety and Health Administration's new rules on worker exposure to silica dust in several industries, telling the D.C. Circuit the regulations would reduce health impairments.

Ill. Gov. Sues To Block Employee Pay Cutoff Motion

The night before Gov. Bruce Rauner's annual budget address, Rauner late Tuesday filed an opposition to Illinois Attorney General Lisa

Madigan's motion to halt state worker pay amid Illinois' unprecedented budget crisis, urging a state judge to reject Madigan's "invitation to create an artificial emergency."

LGBT Groups Urge Trump To Keep Trans Student Policies

Four LGBT advocacy groups urged the Trump administration on Monday to preserve an Obama administration directive that public school students be allowed to use the restroom that matches their gender identity, saying it helps protect some of the nation's most vulnerable students.

PRIVACY & CONSUMER PROTECTION

USDA Recommends California Milk For Federal Pricing Order

California dairy producers who say they face an unfair marketplace disadvantage are moving closer to joining the U.S. Department of Agriculture's purchasing guidelines, with the USDA on Tuesday recommending that the state join the federal pricing system.

Cruz, Fellow Texan Unveil Bills To Kill CFPB

Texas lawmakers Sen. Ted Cruz and Rep. John Ratcliffe on Tuesday introduced legislation that would eliminate the Consumer Financial Protection Bureau as pressure mounts within Congress and the Trump administration on the federal consumer finance watchdog.

NC Gov. Floats New Plan For Bathroom Bill Repeal

North Carolina Gov. Roy Cooper on Tuesday offered his latest proposal for nixing the state's infamous law requiring transgender people to use public bathrooms and other facilities that correspond to the sex on their birth certificates, a plan that includes tougher penalties for crimes that occur in restrooms.

PRODUCT LIABILITY

Calif. State Senator Introduces Sugary Drink Labeling Bill

A California state senator has again proposed a bill that would require sugary beverages sold in the state to include health warning labels cautioning about the risk of obesity, diabetes and tooth decay, his office said Monday.

GOVERNMENT CONTRACTS

Lawmaker Tries To Block L-3's \$418M Aircraft Sale To Kenya

A GOP congressman proposed a resolution Tuesday to pump the brakes on L-3's \$418 million foreign military sale of border patrol aircraft to the Kenyan government, saying the sole-source contract unfairly excluded a competitor in his district and may have resulted from foul play.

INTERNATIONAL TRADE

Treasury Sanctions Venezuelan VP For Drug Trafficking Aid

The U.S. government has sanctioned Venezuela's second-in-command pursuant to the Foreign Narcotics Kingpin Designation Act for allegedly aiding international drug traffickers, the U.S. Department of the Treasury said in a statement Monday.

TAX

Ways and Means Chair Won't Seek Trump's Tax Returns

The Republican chairman of the House Ways and Means Committee announced on Monday that he would not demand to see President Donald Trump's tax returns, rejecting a bid from a Democratic lawmaker to seek review of the documents, according to media reports.

IRS Tax Certification Hurts CPAs, AICPA Tells Fed Circ.

An accounting trade group told the D.C. Circuit that a federal court erred in rejecting its challenge to a voluntary certification program for unlicensed tax return preparers, wrongly finding that its argument is not covered by the relevant law.

Taxpayers Lose Appeal For Equity On Foreclosed Properties

A group of taxpayers fighting to get the excess proceeds of sales after their properties were foreclosed by a Michigan county were dealt a second blow when a Sixth Circuit panel found that the lower court that ruled against them lacked jurisdiction in their case after all.

IMMIGRATION

Syrian Refugee Sues Trump Over Asylum Suspension

A Syrian man granted U.S. asylum after being tortured and targeted by radical fighters sued the federal government on Monday for halting, in response to President Donald Trump's 9s immigration ban, a derivative asylum petition that could help his wife and child similarly escape the violence.

Trump Immigration Ban Blocked In Virginia

A Virginia federal judge on Monday blocked the government from enforcing the immigration ban on individuals from seven predominantly Muslim countries against people with ties to the Old Dominion, finding there is a likelihood that Virginia will win when it comes to its Establishment Clause claim.

NATIVE AMERICAN

BIA Asks 9th. Circ. To Nix Injunction In Contract Row

The Bureau of Indian Affairs urged the Ninth Circuit on Friday to undo a ruling that blocks the agency from approving contracts for two tribes that share a reservation in Wyoming but lack a

confederated government without receiving consent from both, saying it has already committed to doing so.

House OKs Bill Letting Texas, Okla. Set Red River Land Fate

Texas and Oklahoma could soon determine their own borders — and the fate of 30,000 acres claimed as federal land — if the Senate takes up a bill the House passed Tuesday to mandate the federal government accept a survey of the Red River commissioned by the states.

TELECOMMUNICATIONS

Reps Urge FCC To Undo Lifeline Eligibility Reversal

Several dozen House representatives urged Federal Communications Commission Chairman Ajit Pai on Monday to reconsider his decision to strip nine companies of eligibility to provide broadband service under the Lifeline program for low-income users, saying the move will hurt poor children and widen the digital divide.

Trade Group Asks FCC For More Broadband Build-Out Funds

The United States Telecom Association asked the Federal Communications Commission on Monday to increase funding levels for a broadband build-out support mechanism, saying that the priority of using it to deploy broadband in rural America means more funding is needed.

EXPERT ANALYSIS

Trump, Lockheed And The Art Of The Government Deal

President Donald Trump has made his federal procurement debut, announcing two weeks ago that Lockheed Martin agreed to cut \$600 million from its next production lot of F-35 Joint Strike Fighter planes. His tweets and negotiations

raise a slew of questions on how these tactics fit into the densely regulated field of government contracts, say attorneys with Pepper Hamilton LLP.

Overcoming Obstacles To Financial Reform And Deregulation

Creating a list of industry-endorsed reforms is perhaps the easiest task to complete when attempting to ease financial regulatory burdens. However, sorting through and identifying realistic, achievable regulatory reforms at the agency level will prove much more difficult and vexing because of the complexity of current agency interconnectivity, says Joseph Lynyak III of Dorsey & Whitney LLP.

Gorsuch May Further Tip Balance Against Deference To EPA

From an environmental law perspective, Judge Neil Gorsuch has shown a willingness to reassess Chevron deference to an agency's interpretation of the statutes it implements. If confirmed to the U.S. Supreme Court, he could fan further interest in revisiting Chevron deference at a time when the court is actively considering what deference is due an agency when it interprets its own regulations, say attorneys with Bracewell LLP.

FERC Could See Substantial Changes Under President Trump

The Federal Energy Regulatory Commission oversees electric utilities and gas pipelines that account for about 4 percent of the U.S. gross national product. So the impact of FERC policy shifts can be significant. Under the Trump administration, FERC could revisit its stances on market manipulation, net metering and other key issues, say John Estes III and Timothy Mastrogiacomo of Skadden Arps Slate Meagher & Flom LLP.

LEGAL INDUSTRY

Analysis

Firm Leaders' Bullish View On Demand Met With Skepticism

Law firm leaders believe 2017 could be the year the sector reverses the tide of stagnant demand it has been plagued by in recent years, a January report found. Here, industry experts examine how realistic those predictions are and what factors could kick-start billable hours.

Akin Gump's Profits Per Partner Jumped Nearly 10% In 2016

Akin Gump Strauss Hauer & Feld LLP's global profits per partner jumped by 9.6 percent between 2015 and 2016, surpassing \$2 million each, the firm said Tuesday.

Banks Lavished Dewey With High Debt Offers, Jury Hears

A Wells Fargo executive on Tuesday told jurors in the second trial of former leaders of Dewey & LeBoeuf LLP of internal concerns at the bank over the amount of debt the law firm was taking on in the early years after its inception, while juror problems continued to plague the proceeding.

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Wednesday, February 15, 2017



TOP NEWS

FCC's Auction Outcome Is Victim Of Sky-High Expectations

The Federal Communications Commission crossed an important finish line in its broadcast incentive auction Friday as a phase of bidding ended, and experts say inflated revenue expectations stoked by the FCC are clouding a result that delivers on the goal of repurposing spectrum for wireless use.

Acting SEC Chair Signals Shift To Ease Disclosure Rules

Acting U.S. Securities and Exchange Commission Chairman Michael Piwowar has taken aim at certain thorny disclosures required by Dodd-Frank by inviting input on such rules for conflicts minerals and executive-pay ratios, steps that attorneys say could lighten the reporting regime for public companies as a deregulatory spirit gains momentum.

LAW FIRMS

Akin Gump
Baker Donelson
Baldwin Crocker
Bracewell
Bredhoff & Kaiser
Carlton Fields
Cohen Weiss
Cooley
Cravath Swaine
Davis Polk
Dechert
Dewey & LeBoeuf
Dorsey & Whitney
Foley & Lardner
Gibson Dunn
Hogan Lovells
Holwell Shuster
Hunton & Williams
Jenner & Block

McMahon Approved To Lead Small Business Administration

The Senate approved President Donald Trump's pick of wrestling magnate Linda McMahon to head the Small Business Administration in a bipartisan vote Tuesday.

Analysis

Flynn's Exit Could Stall Russia Sanctions Relief

The abrupt departure of National Security Adviser Michael Flynn amid allegations of improper contact with Russian officials has only added to the cascade of uncertainties surrounding the Trump administration and how aggressively it will move to dismantle sanctions on Moscow.

Sens. Issue Calls For Russia Probes After Flynn Steps Down

A bipartisan group of senators renewed calls Tuesday for a special congressional investigation into alleged Russian interference with the U.S. presidential election after National Security Adviser Michael Flynn resigned amid fallout from his dealings with Russian officials, while Democrats additionally called for a criminal probe.

Chicago Schools Sue Over 'Discriminatory' State Funding

Chicago Public Schools sued Gov. Bruce Rauner and the state of Illinois Tuesday, alleging the way in which the state funds public schools discriminates against the city's majority-minority population of public school children and violates state and federal civil rights laws.

Law Schools, Bar Group Denounce Trump Attacks On Judges

The blowback from President Donald Trump's criticisms of federal judges related to his executive order on immigration has not abated, with the International Bar Association and two law school deans recently excoriating the

Kaplan Kirsch
Kirkland & Ellis
Kreis Enderle
LaRocca Hornik
Latham & Watkins
Lewis Reed
Morrison & Foerster
Pepper Hamilton
Pierce Atwood
Ropes & Gray
Seward & Kissel
Shearman & Sterling
Simpson Thacher
Skadden
Sullivan & Cromwell
Willkie Farr
Zuckert Scoutt

COMPANIES

ASC Communications
AT&T Inc.
Aetna Inc.
America Fujikura Ltd.
American Bar Association
American Beverage Association
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
American Federation of State, County and Municipal Employees
American Petroleum Institute Inc.
American Thoracic Society
CVR Energy Inc.
Chevron Corporation
Computer & Communications Industry Association
Financial Services Roundtable
Goldman Sachs Group Inc.
Google Inc.

president's comments about judges and the judiciary.

BANKING & SECURITIES

Warren Asks About Lobbyists' Sway On Trump Bank Orders

Sen. Elizabeth Warren on Tuesday sent letters to the White House, the U.S. Department of Labor and the bankers' advocacy group Financial Services Roundtable asking whether government officials "inappropriately consulted" with banking industry lobbyists while developing President Donald Trump's recent executive order and memorandum on financial regulation.

Trump Signs Repeal Of SEC Payment Disclosure Rule

President Donald Trump on Tuesday signed off on legislation that nixed a U.S. Securities and Exchange Commission rule requiring oil and gas extraction companies to disclose their payments to foreign governments, marking the first time in 16 years that a president utilized the Congressional Review Act to overturn a predecessor's rule.

Yellen Rebuts Trump's Claim That Dodd-Frank Hobbled Banks

Federal Reserve Chair Janet Yellen said Tuesday that she plans to work with the Trump administration to see where regulations on banks can be eased, but took issue with the president's characterization that banks are not lending due to the Dodd-Frank Act.

Special Master Deals Fla. Loss In Water Fight With Ga.

A U.S. Supreme Court-appointed special master dealt Florida a loss Tuesday in its fight with Georgia over use of water from the Apalachicola-Chattahoochee-Flint River Basin when he recommended that the court deny Florida's request to cap its neighbor's water usage.

Human Rights Campaign
Humana Inc.

Icahn Enterprises L.P.

International Bar Association

International Swaps and
Derivatives Association

Johnson & Johnson

Koch Industries Inc.

L-3 Communications Holdings Inc.

Lockheed Martin

National Basketball Association

National Collegiate Athletic
Association

National Federation of
Independent Business

National Public Radio Inc.

National Right to Work Legal
Defense Foundation

National Women's Law Center

Natural Resources Defense
Council

Oracle Corp.

Pacific Legal Foundation

Planned Parenthood Federation

SIFMA

The Boeing Company

The Coca-Cola Company

Time Inc.

Trump Organization Inc.

Twitter Inc.

U.S. Chamber of Commerce

United States Telecom
Association

Verizon Communications

Washington Post Co.

Wells Fargo & Co.

World Wrestling Entertainment,
Inc.

GOVERNMENT AGENCIES

CFTC Gives Dealers More Time On Swaps Rule

The U.S. Commodity Futures Trading Commission said Monday that it will give swaps dealers a grace period to come into compliance with new rules on swap collateral requirements, after multiple industry groups said they were struggling to meet the March 1 deadline.

ENERGY & ENVIRONMENTAL

Texas Wants 5th Circ. To Review EPA's Sulfur Dioxide Rule

Texas asked the Fifth Circuit on Monday to review a U.S. Environmental Protection Act final action that found parts of the state had too much sulfur dioxide in the air, saying the agency's move will cost the state money unnecessarily and is an example of regulatory overreach.

Senate Dems Push To Delay Pruitt Vote, Question Icahn Links

Democratic members of the Senate Environment Committee on Tuesday pushed to delay a confirmation vote for President Donald Trump's pick to lead the U.S. Environmental Protection Agency, saying they need to review a pending open records lawsuit against the nominee, while other Senate Democrats demanded more information on Carl Icahn's role in the Trump administration.

Feds Sued Over Endangered Bumblebee Protection Delay

The Natural Resources Defense Council sued the federal government on Tuesday over the suspension of a rule that would put the rusty patched bumblebee on the endangered species list, saying the government's delay of the listing's effective date denies the bee essential legal protection.

Colorado AG Sues Boulder County Over Oil Drilling Ban

Agricultural Marketing Service
Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Land Management
California Department of Food and Agriculture
California Natural Resources Agency
Commodity Futures Trading Commission
Congressional Budget Office
Consumer Financial Protection Bureau
Defense Intelligence Agency
Department of Commerce
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Railroad Administration
Federal Reserve System
Fish and Wildlife Service
Florida Attorney General's Office
Florida Department of Environmental Protection
Illinois Supreme Court
Internal Revenue Service
National Economic Council
National Labor Relations Board
National Railroad Passenger Corporation
National Security Council

Colorado Attorney General Cynthia H. Coffman sued Boulder County on Tuesday for failing to lift its ban on oil and gas development even after the state's top court ruled that two other local governments had to get rid of similar moratoriums.

HEALTH & LIFE SCIENCES

Fla. Says Changed Rule Could End Challenge To Abortion Law

The state of Florida has notified a federal court of proposed rule amendments it says could resolve a lawsuit's claims of First Amendment rights violations in an abortion restrictions law by narrowing the scope and changing the nature of a registration requirement for counselors.

Humana To Scrap Remaining ACA Policies In 2018

Humana Inc. on Tuesday said it will halt participation in Affordable Care Act marketplaces next year, citing a mix of customers that remains too unhealthy and unprofitable.

IP & TECHNOLOGY

Rep. Issa Says Lee Still Running USPTO But May Be Moved

Michelle Lee is still leading the U.S. Patent and Trademark Office, but the Trump administration may be looking for a different position for her elsewhere in the government, Rep. Darrell Issa, R-Calif., reportedly said Monday amid uncertainty about who is serving as USPTO director.

MEDIA & ENTERTAINMENT

NJ Sens. Fail To Override Veto Over Icahn's Casino License

The New Jersey State Senate on Monday failed to garner enough votes to override Gov. Chris Christie's veto of legislation that would have

New Jersey Legislature
North Carolina Department of Transportation
North Carolina General Assembly
Northern Arapaho Tribe
Occupational Safety and Health Administration
Office of Foreign Assets Control
Oklahoma Attorney General's Office
Pennsylvania Supreme Court
Port Authority of New York & New Jersey
Securities and Exchange Commission
Small Business Administration
U.S. Air Force
U.S. Army
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Education
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
United Nations